

*Serial No. 09/919,468*

*Amdt. dated May 20, 2004*

*Reply to Office Action of November 20, 2003*

## **APPENDIX**

### **Amended Drawing Figures**



## ASE Edge Knowledge Pyramid

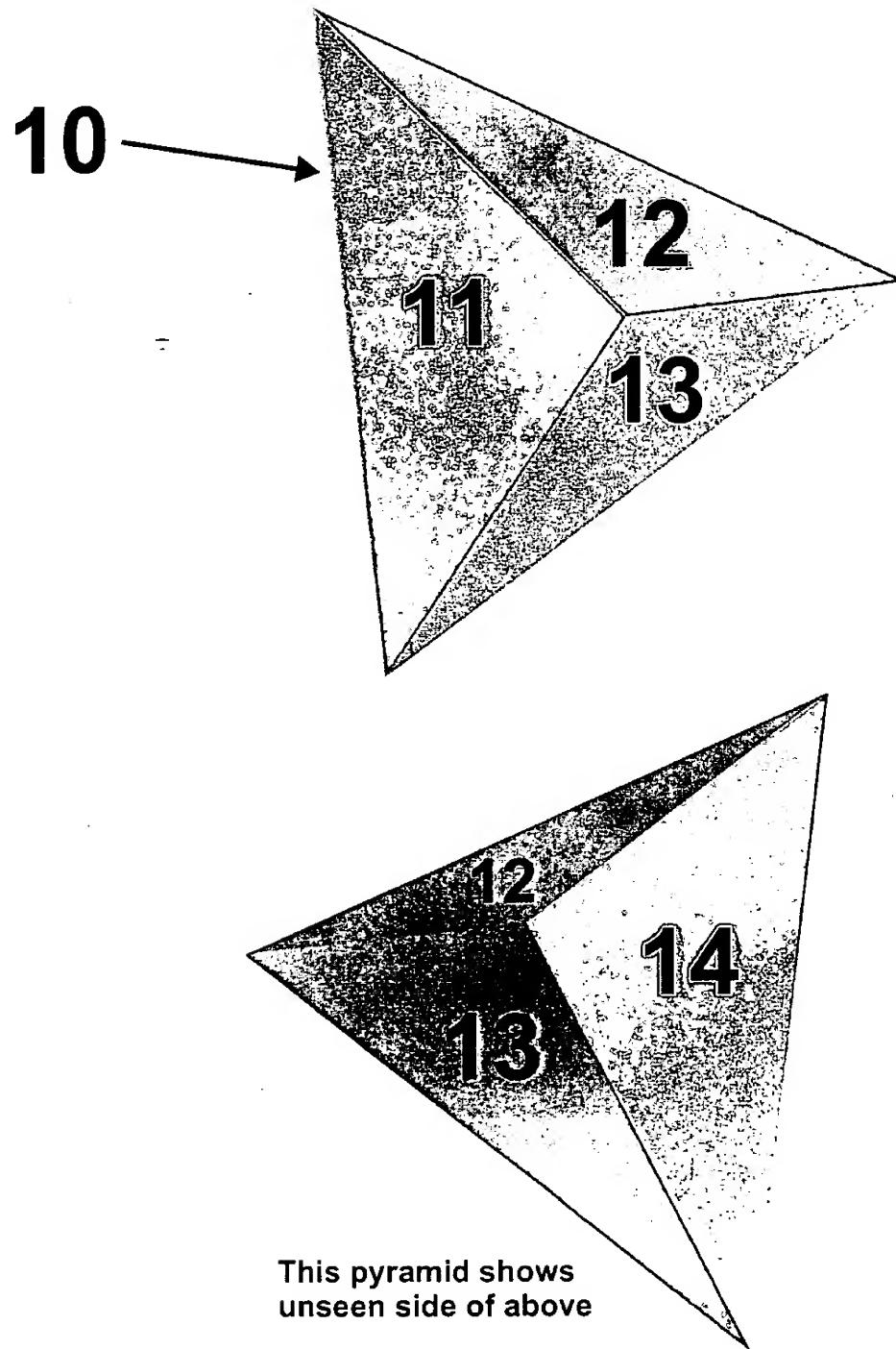


Figure 1

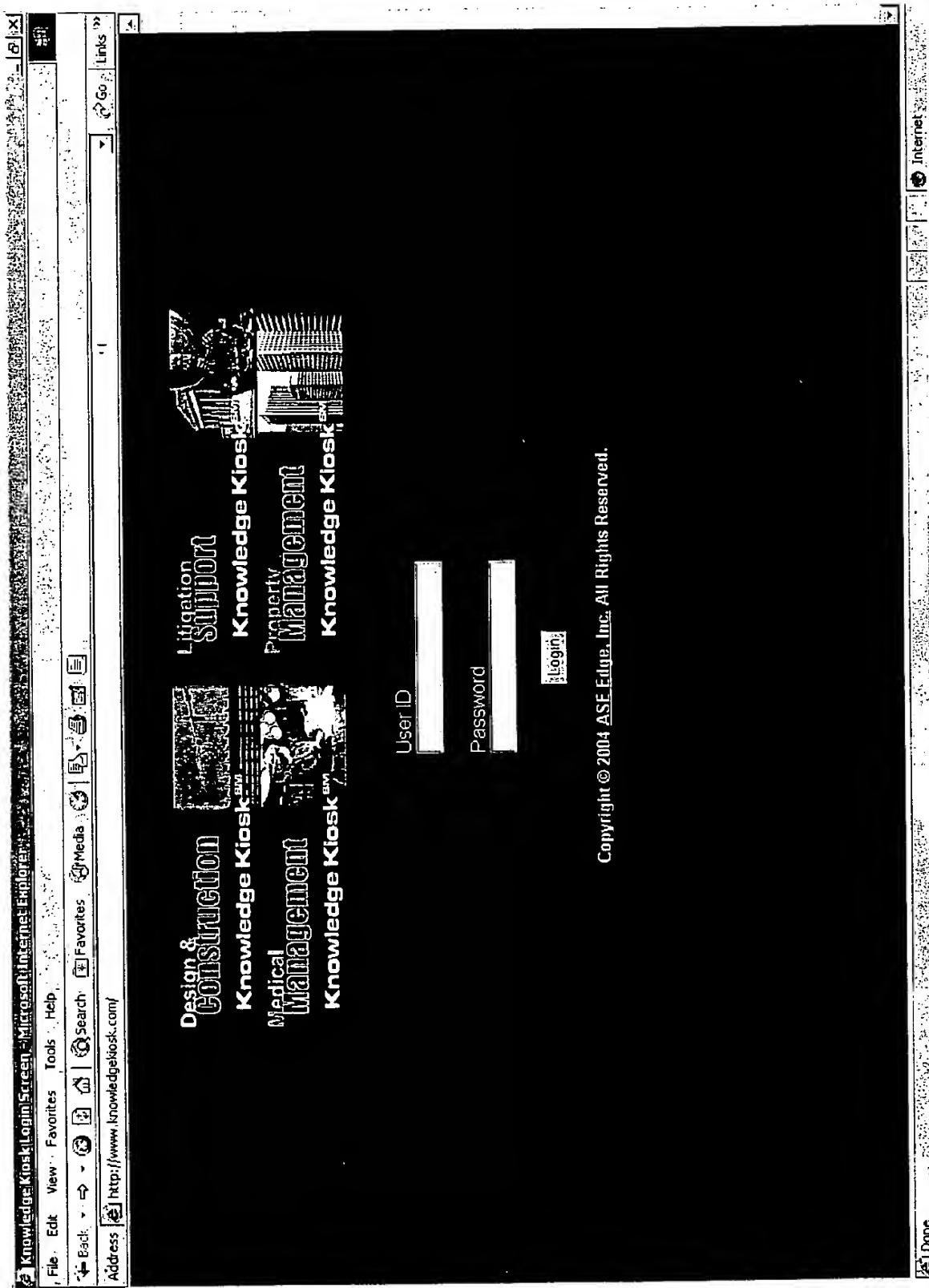


Figure 2



Knowledge Kiosk: Passport - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back → Forward ↵ Stop ⏻ Refresh ⏻ Search ⏻ Favorites ⏻ Media ⏻

Address  Go ↵

Logout Change Password Member ID: Varg1  
Company: ASE Edge

Knowledge Kiosk Passport

User: Paul Vargas  
Email: pvargas@aseedge.com

Kiosk Code	Kiosk Name	Owning Company	Created
L-1000-101603-000114	ASE Corporate Kiosk V5.5.1	ASE Edge, Inc	10/16/2003 9:32:00 AM
D-1000-060400-000026	V3 Litigation	ASE Edge	4/24/2000 11:51:00 AM
D-1000-100500-000040	V4 Baseline	ASE Edge	10/5/2000 8:57:00 AM
D-1000-010805-000068	V4 Firm Kiosk	ASE Edge	8/5/2001 8:37:00 PM
D-1000-091901-000078	V4 Kiosk Shell	ASE Edge	9/19/2001 9:43:00 AM
D-1000-010726-000065	V4 Knowledge Base	ASE Edge	7/25/2001 10:59:00 AM
D-1000-022801-000050	V4 Legal Practice	ASE Edge	2/28/2001 9:36:00 PM

Done

Internet

Figure 3



**Kiosk General User - Microsoft Internet Explorer**

File Edit View Favorites Tools Help

Back → Forward ↵ Stop ⌘ Search ⌘ Favorites ⌘ Media ⌘

Address  Links ↗ Go

**Demonstration Kiosk**

All Kiosk View

Change Perspective

[Switch Case](#)

[Select a Category](#)

Full Search [Help...](#)

[Advanced Full Search](#)

[Print Full Search](#)

[Exhibit Search](#)

[Element Search](#)

SEARCH

**Fast Tracks**

[New Kiosk Elements](#)

[Last Week](#) | [Today](#) | [This Week](#)

[New Correspondence](#)

[Last Week](#) | [Today](#) | [This Week](#)

[New Court Papers](#)

[Last Week](#) | [Today](#) | [This Week](#)

[Case Coordination](#)

[All Documents](#)

[Internet Resource Links](#)

[Statistics](#)

Total Documents: 1453  
Submissions Last 24 hrs: 0

**Executive Summary Reports**

[Report Summaries](#) | [Tender of Defense](#) | [Case Listing](#)

[Chart By Occupation](#) | [Letters to Insurees](#)

SEARCH

Search Help...

View Collection by:

Class | Author | Recipient | CCs | Subject | Date

Correspondence

Exhibit

Financial Report

Legal

Meeting

Other

Done

Internet

Figure 4

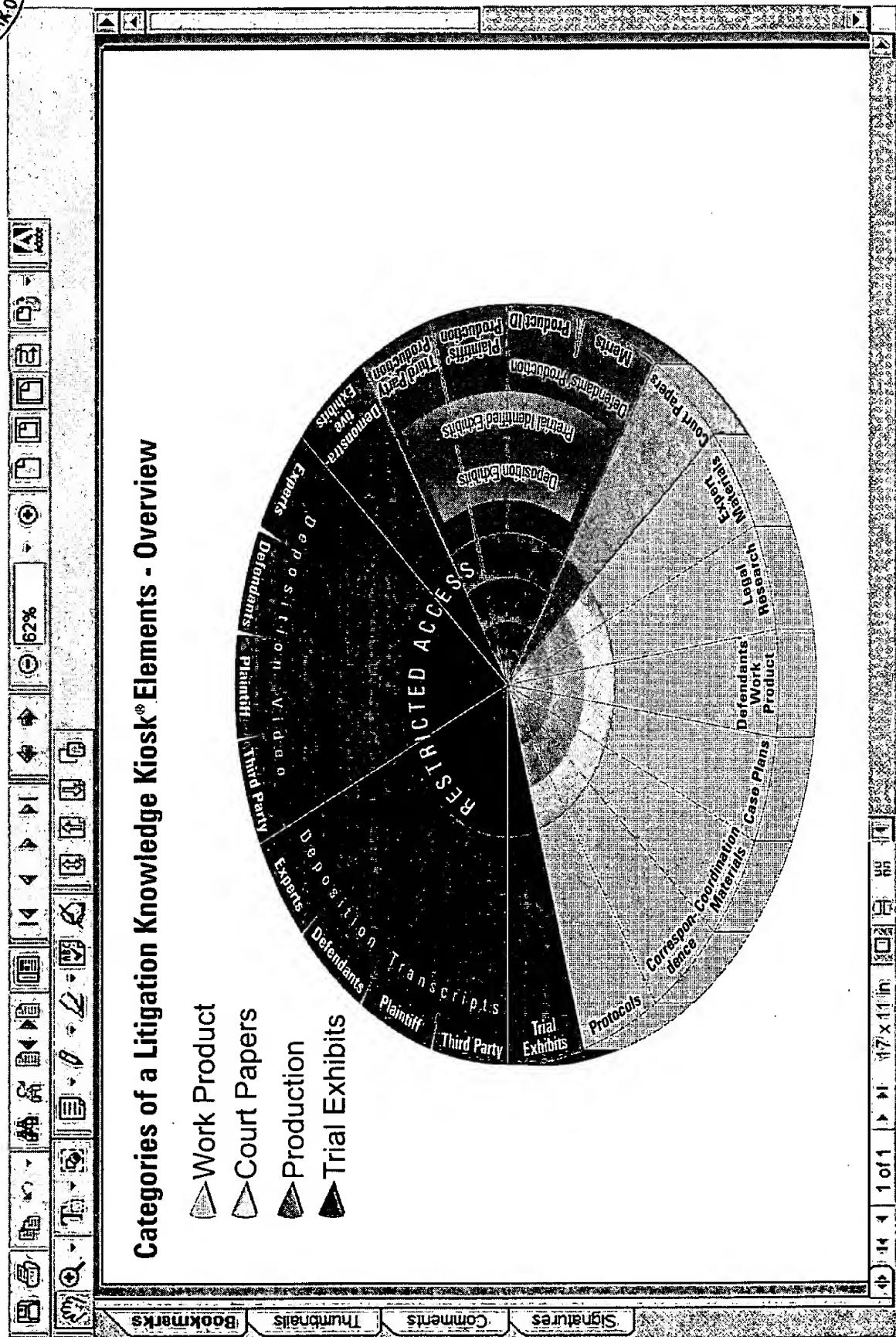


Figure 5

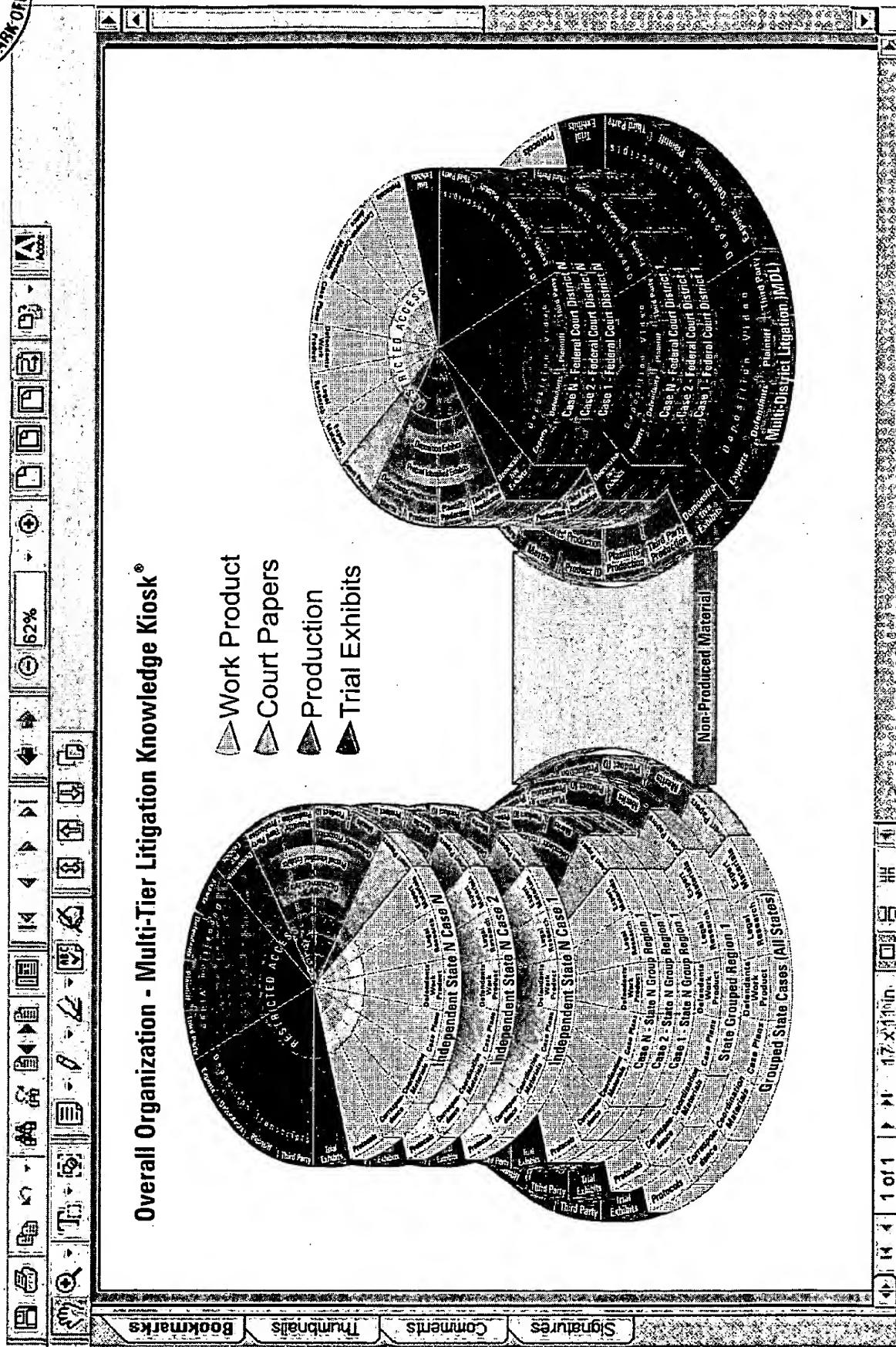


Figure 6



Element Submission - Microsoft Internet Explorer

V4 BaseLine

▼ Kiosks Submission Instructions

Special Instructions:

Enter Special Instructions:

Publication Required

Select Posting Required:

No Specific Request

Form

Check Form Type:

Attached File

Hardcopy Paper

Video Tape

Mixed Types

Other: (Enter Document Form)

Security

Select Required Security:

Not Reviewed (Highest)

Number of Documents In Submission (Required)

Enter Number of Documents:

Figure 7

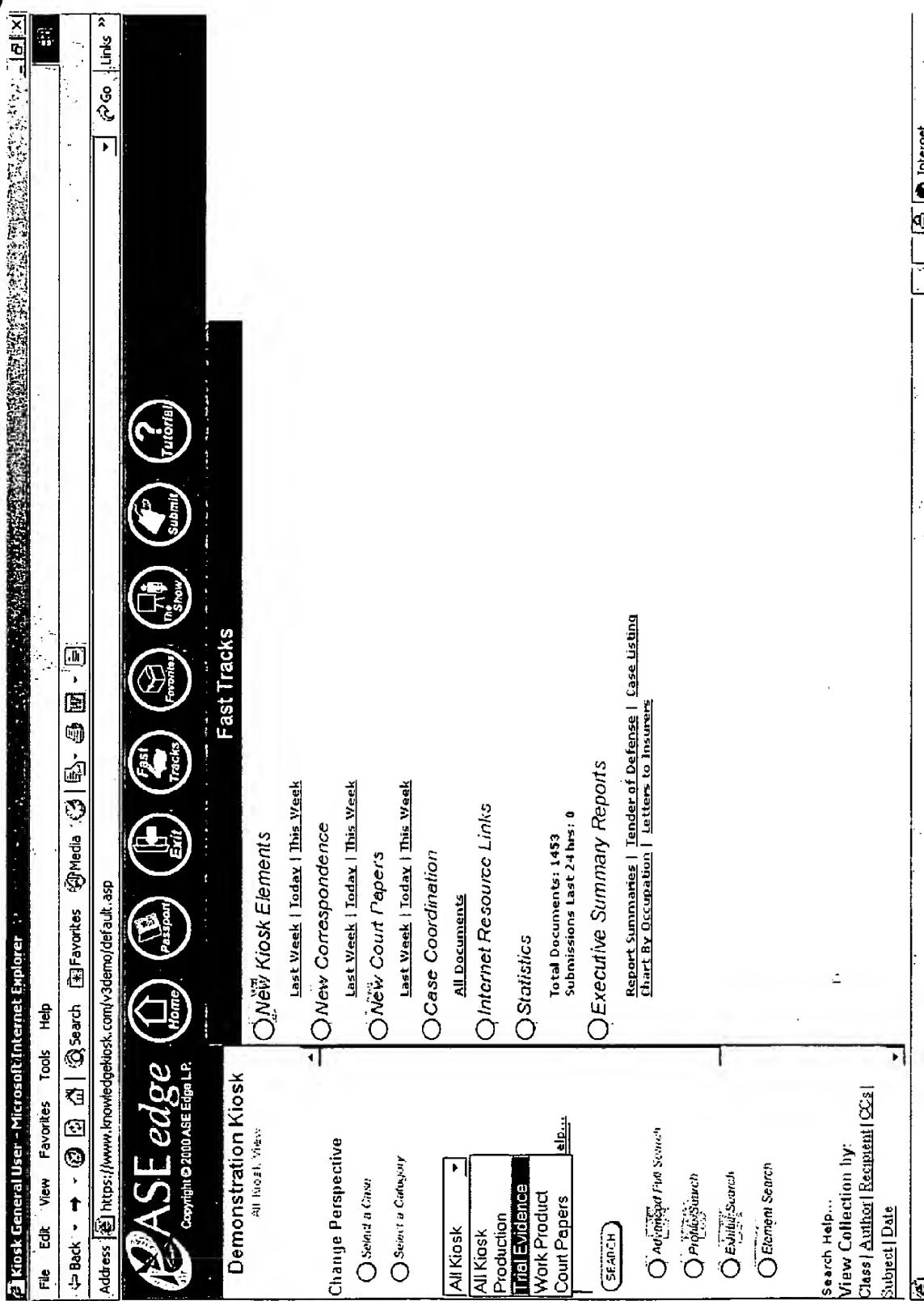


Figure 8A



Kiosk General User - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back Search Favorites Media Favorites Media

Address: https://www.knowledgedekiosk.com/v3demo/default.asp

edge Copyright © 2000 ASE Edge L.P.

Demonstration Kiosk

All Host View

Results For:

Trial Evidence: Deposition Transcripts

Folder: Hoffer, Garrett

Deposition Transcripts

Ref. Date	Short Description	Exhibit Number	Bates	Originator	Media
3/17/1999	Preliminary Examination of Garrett, Hoffer	Not Assigned	No1	Hoffer, Garrett	
12/17/1997	Preliminary Examination of Garrett, Hoffer	Not Assigned	No1	Hoffer, Garrett	

Feltz, Jim  
Geltz, Paul  
Geller, John  
Gleason, Mark  
Greenburg, Gary  
Graway, Russell  
Haley, Michael  
Hoffer, Garrett  
Hummel, John  
Jesinski, Dennis  
Kellev, Richard  
Krupinski, G. Scott  
Lavoum, Tammy  
Lazasz, Donald  
Lichtman, Roger  
Livermore, John  
Manies, Emmanuel  
Marshall, Patrick  
Mlescer, Jack  
Muscato, Vince  
Nichterus, Terry  
Nuckler, Michael  
Miller, Clark  
Miller, Jack

Page: 1 of 2

https://www.knowledgedekiosk.com/v3demo/html/results.asp?case=&category=trial\_subcategory=trial\_subfolder&subcategory=trial\_subfolder&subsubcategory=2

Internet

Figure 8B

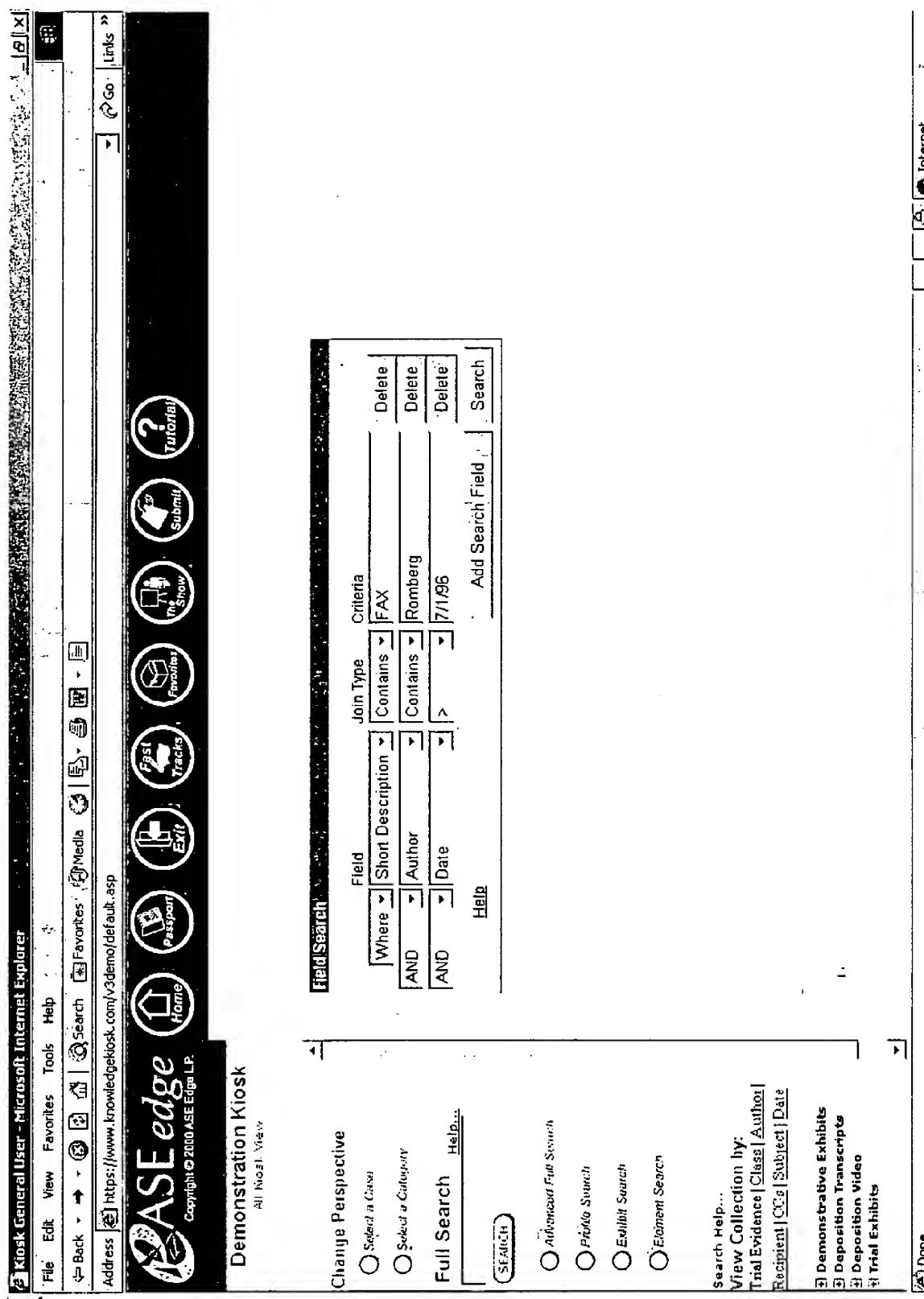


Figure 8C

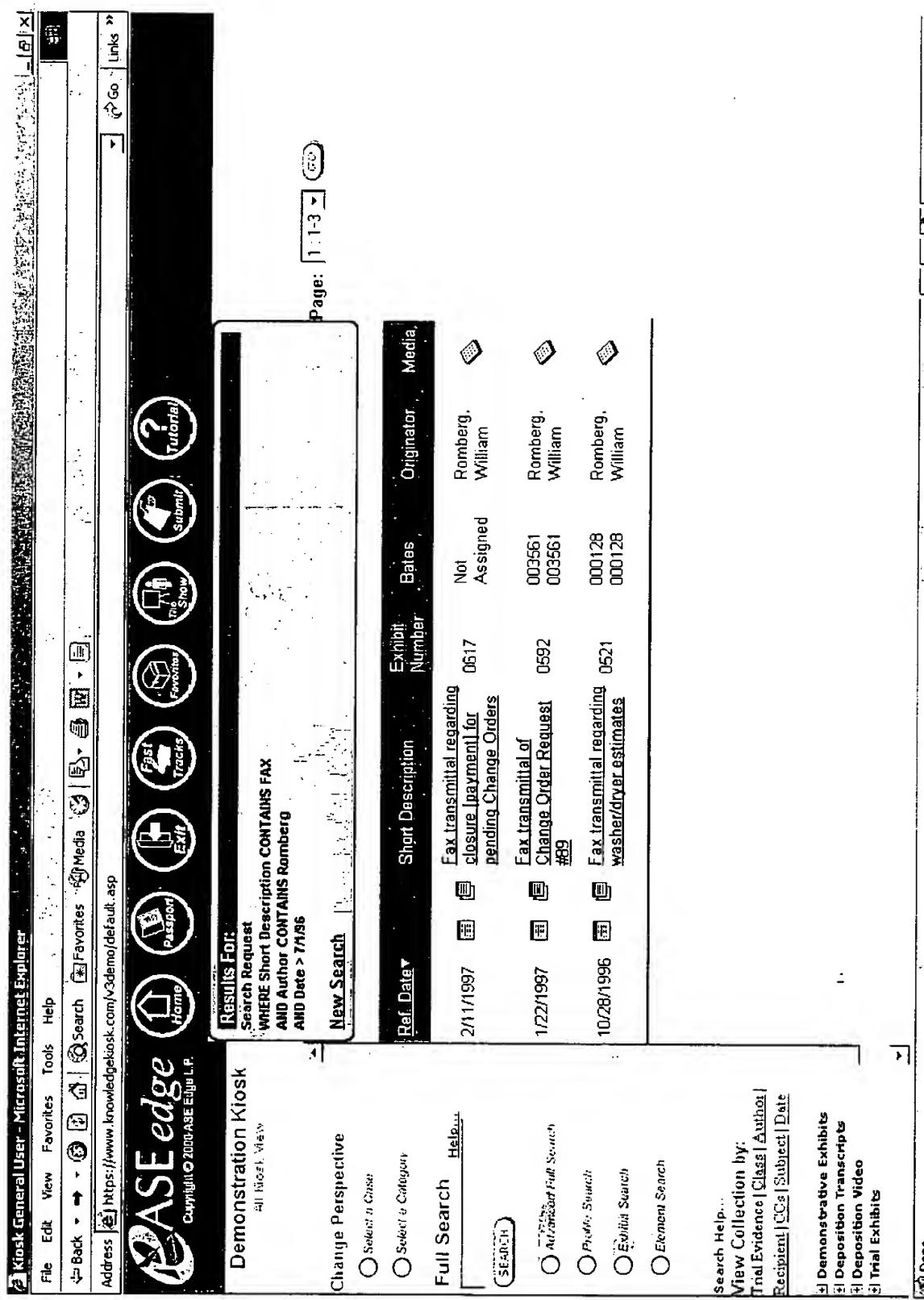


Figure 8D



Kiosk General User - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back → Stop ↻ Search ↻ Favorites ↻ Media ↻

Address  Go Links ↻

Page: 1 of 1

**Demonstration Kiosk**  
Visit: [View](#)

ASE edge  
Copyright © 2000 ASE Edge L.P.

Results For:  
Exhibit Search on '332'

Ref. Date	Short Description	Exhibit Number	Bates	Originator	Media
1/22/1997	<input type="checkbox"/> Fax transmittal of <input type="checkbox"/> Change Order Request	0592	003561	Romberg, William	

Change Perspective  
 Search in Case  
 Search a Category

Full Search [Help](#)

Advanced Full Search  
 Field Search  
 Exhibit Search  
 Element Search

Search Help...  
Exhibit Search

View Collection by:  
Trial Evidence | Class | Author  
Recipient | CCS | Subject | Date

Figure 8E



Kiosk General User - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back → •  Favorites

Address: <https://www.knowledgkiosk.com/3demo/default.asp>

Copyright © 2000 ASE Edge L.P.

ASE edge

Demonstration Kiosk

All Rights Reserved

Results For: Ref ID: 751

Page: 1 of 1

Change Perspective

Search in Case

Search in Category

Full Search

Alphanumeric Full Search

Profile Search

Evidence Search

Element Search

Search Help...

Knowledge Element Search

View Collection by:

Item Evidence | Class | Author |

751

Done

Ref. Date	Short Description	Exhibit Number	Bates	Originator	Media
2/11/1997	<input type="button" value="Fax"/> Transmittal regarding closure [payment for pending Change Orders	0617	Not Assigned	Romberg, William	

Figure 8F



Kiosk General User - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back Search Favorites Media

Address: https://www.knowledgekiosk.com/v3demo/default.asp

Element Profile

Element Profile

Fax transmittal regarding closure [payment] for pending

Change Orders

Submitted On 10/16/1999

Metadata

Subject	Topic
Exhibits Volume 5	Exhibits 526-650
Class	Type
Correspondence	Fax Transmittal
Categories	
Trial Evidence	
Trial	Subfolder
Trial Exhibits	Trial Exhibits

Actions

- View Element X
- View In New Window X
- Add To My Favorites
- Forward To UserGroup

Element Information

Author	Romberg, William
Recipient	Romberg, William
CC	Romberg, William
Organization	
V. Group	
Organization	
V. Group	
Organization	
V. Group	
Reference Date	2/11/1997

Element Information

Case	Multi-District Litigation
Defendant Non-Produced Elements	
Multi-State Litigation	
Bates Range	
Element Flags	
Permissions	Unrestricted
Exhibit Number	

Search Help...

View Collection by:

Production Class | Author | Recipient | CCs | Subject | Date

Defendants' Production

Deposition Exhibits

Plaintiffs' Production

Third party Production

Done

Internet

Figure 9



Address: <https://www.knowledgkiosk.com/demo/default.asp> | Favorites | Search | Media | | | | | |

**Kiosk General User - Microsoft Internet Explorer**

File Edit View Favorites Tools Help

Back →

**Demonstration Kiosk**

All Host: View

Search a Case

Search a Category

**Full Search**  Help...

**SEARCH**

Advanced Full Search

Photo Search

Exhibit Search

Element Search

Search Help... View Collection by: Trial Evidence | Class | Author | Recipient | CCS | Subject | Date

Demonstrative Exhibits

Deposition Transcripts

Deposition Video

Crabbe, William

Trial Exhibits

**edge** Copyright © 2000 AST Edge L.P.

**Demonstration Kiosk** Unknown Unknown "The VGroup's A KA on the project" demonstrative Not Assigned Crabbe, William Unknown Unknown "The buck stops with the commissioners" demonstrative Not Assigned Crabbe, William Unknown Unknown "Commissioner's hospitalization" Part 1 demonstrative Not Assigned Crabbe, William Unknown Unknown "Commissioner's hospitalization" Part 2 demonstrative Not Assigned Crabbe, William Unknown Unknown "The Vgroup's irresponsibility in leaving job/General Contractor=Architect" demonstrative Not Assigned Crabbe, William Unknown Unknown "Would you work 11 months without pay?" demonstrative Not Assigned Crabbe, William Unknown Unknown "The Vgroup's irresponsible use of temporary heat" demonstrative Not Assigned Crabbe, William Unknown Unknown "The Vgroup's builders of the log" demonstrative Not Assigned Crabbe, William Unknown Unknown "Review and approval of change orders" demonstrative Not Assigned Crabbe, William Unknown Unknown "Where is the surplus from operating levy" demonstrative Not Assigned Crabbe, William Unknown Unknown "Appointing change orders over the phone- Walkovsky & Parise" demonstrative Not Assigned Crabbe, William Unknown Unknown "Ever read TVGroup's ks w/ the miniv?" demonstrative Not Assigned Crabbe, William

Figure 10A

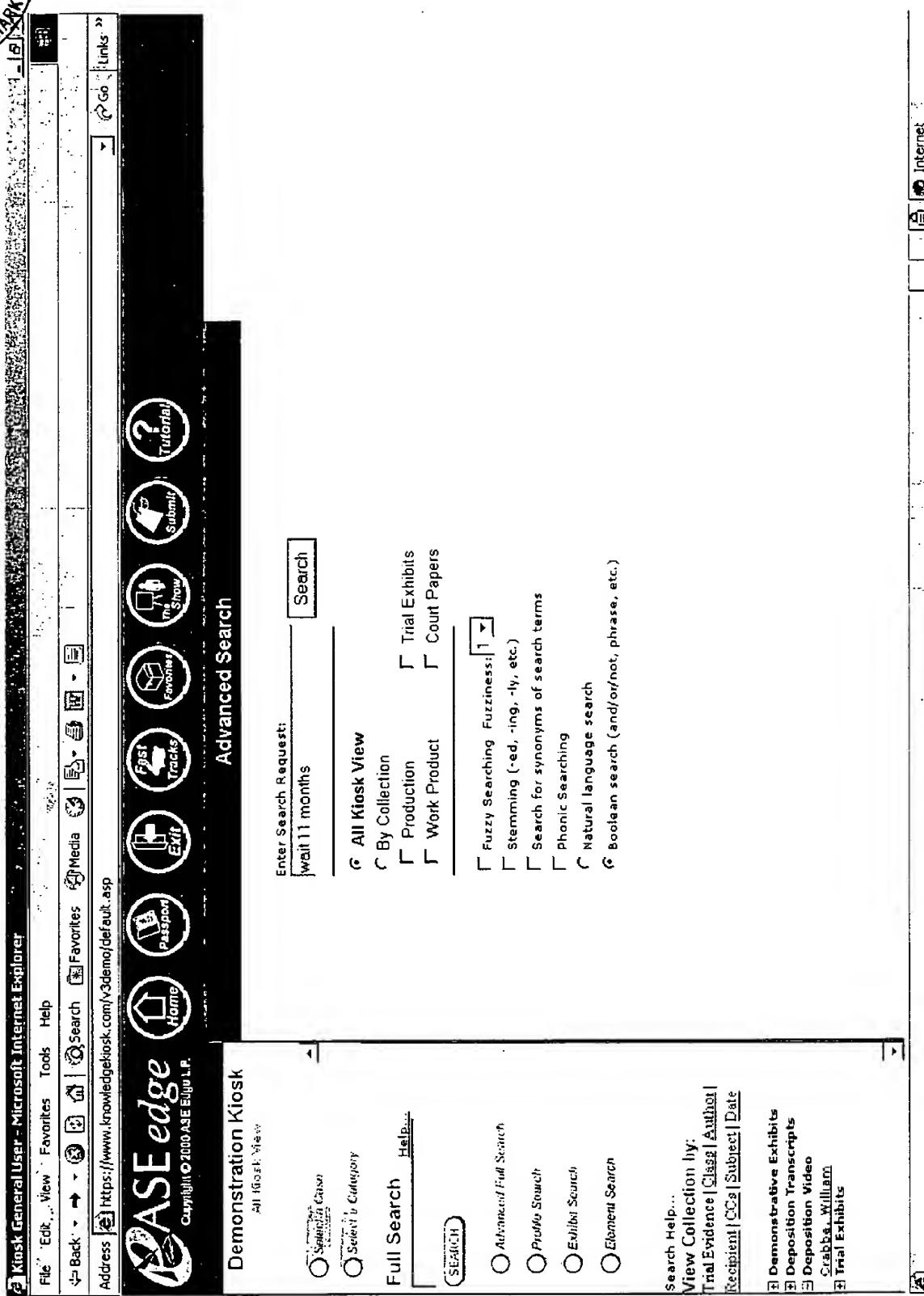


Figure 10B

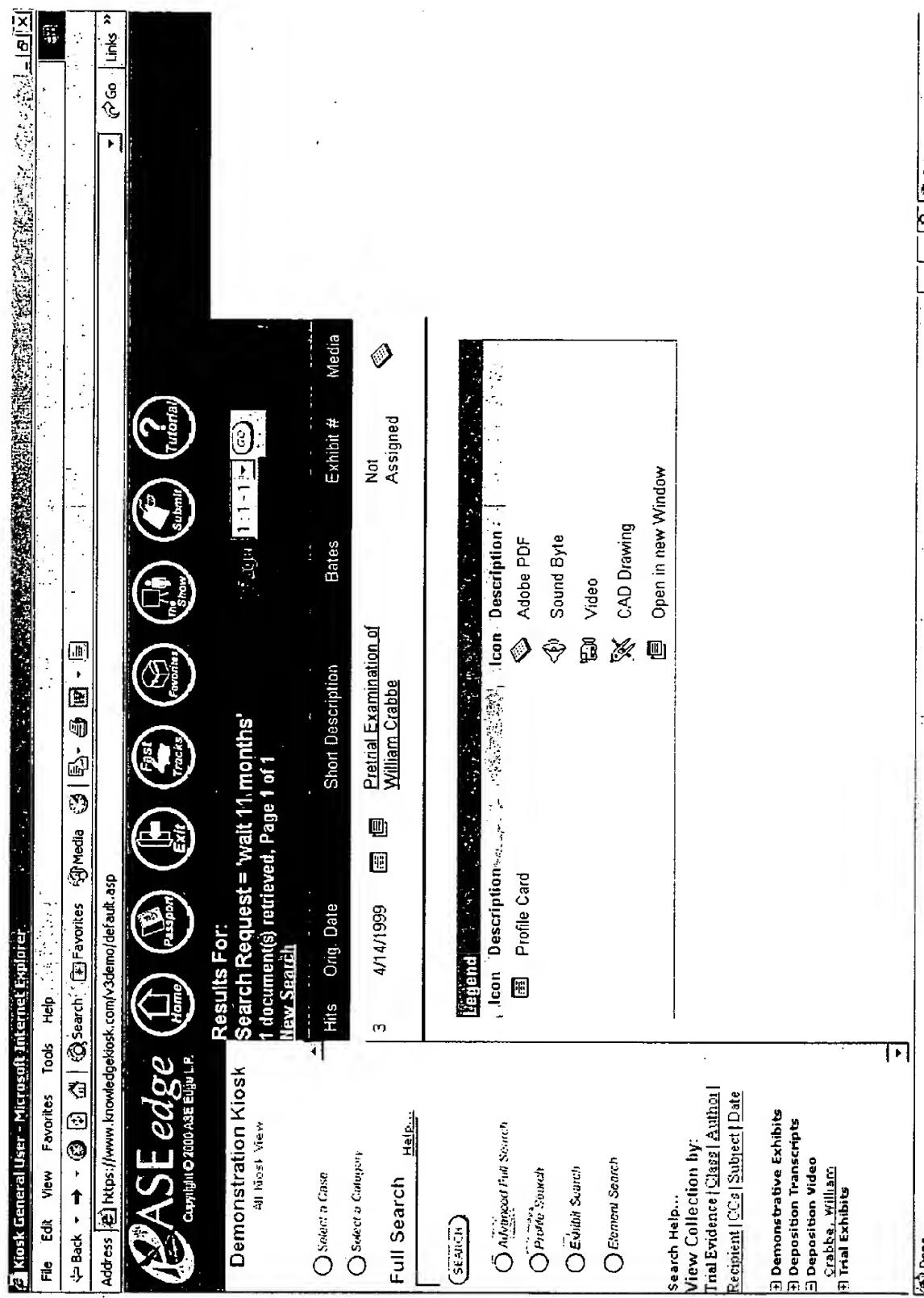


Figure 10C

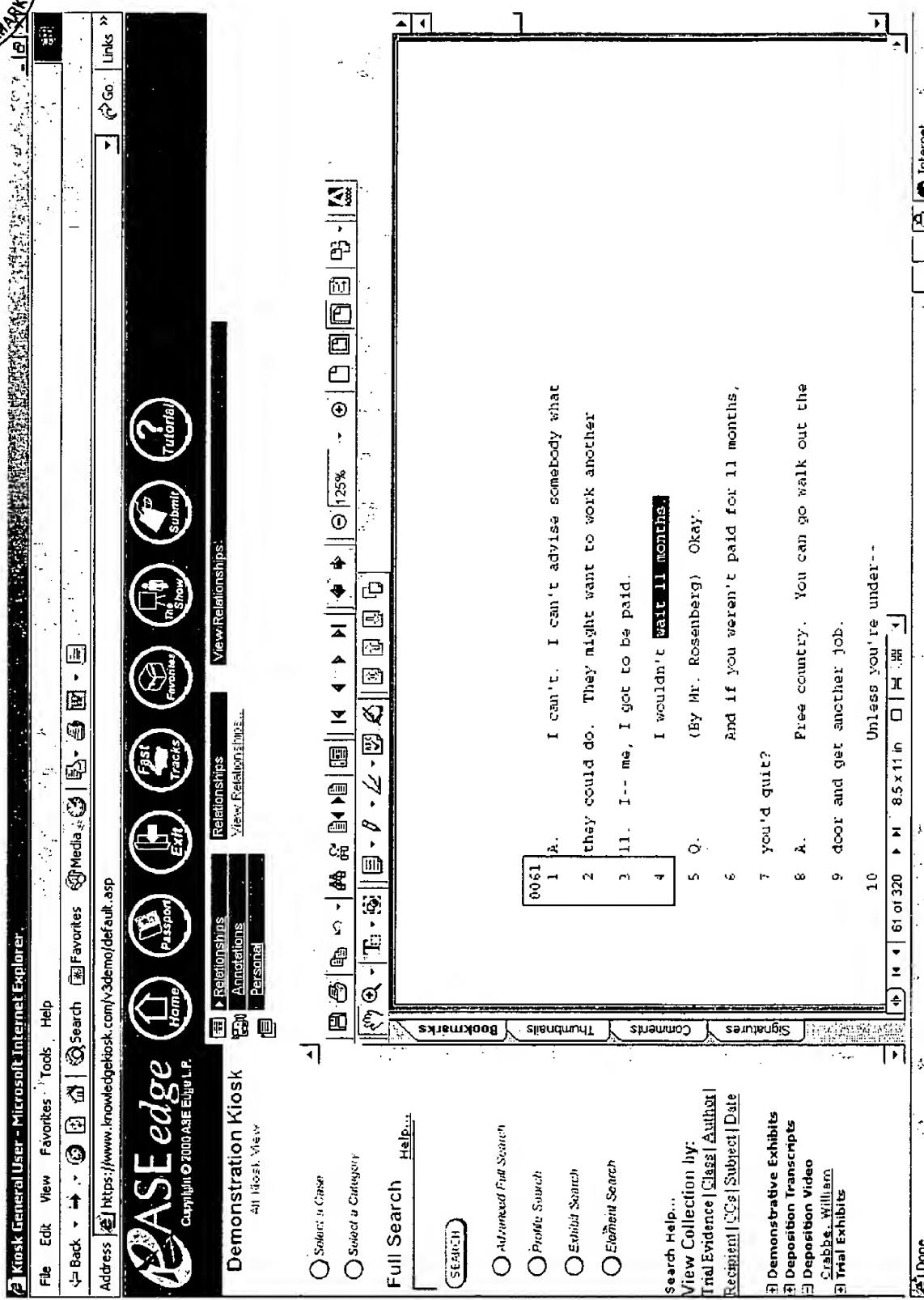


Figure 10D

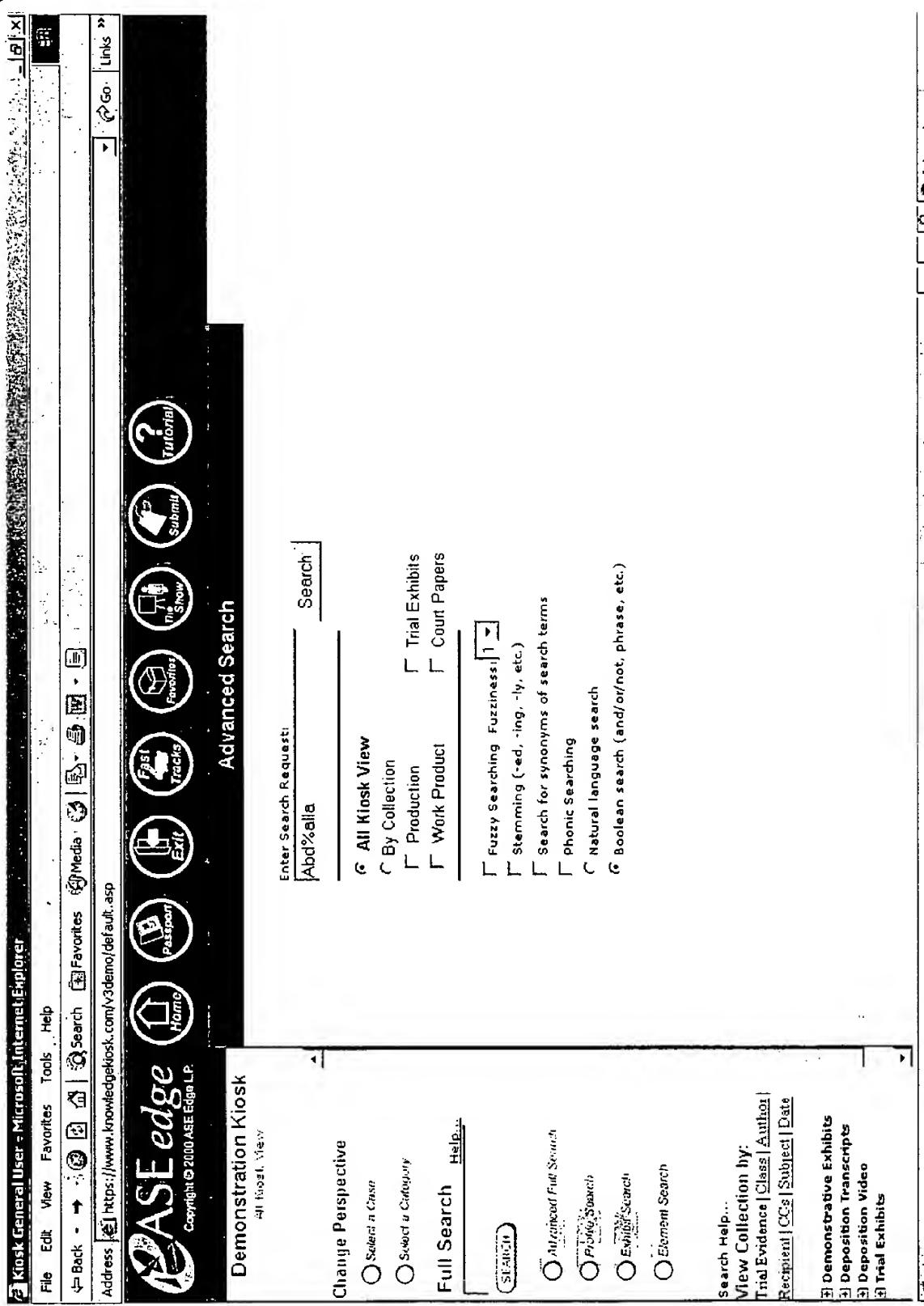


Figure 11A

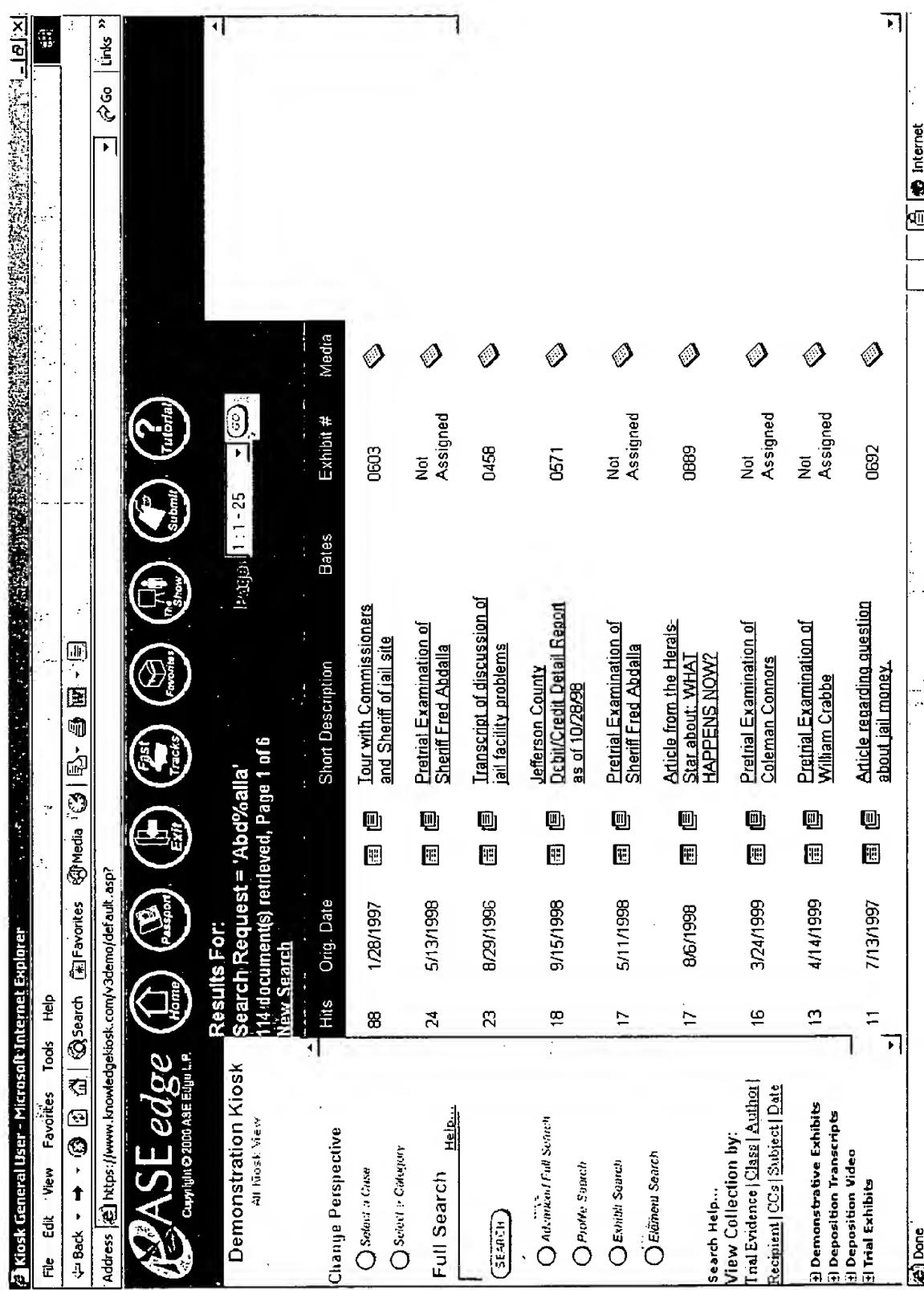


Figure 11B



Figure 11C



**Kiosk General User - Microsoft Internet Explorer**

File Edit View Favorites Tools Help

Back → | Search | Favorites | Media | Go | Links »

Address: <https://www.knowledgkiosk.com/v3demo/default.asp>

**Demonstration Kiosk**

Overview

Change Perspective

Select a Case

Select a Category

Full Search Help

Search

Advanced (for Search)

Plain Search

Exhibit Search

Element Search

Search Help...

View Collection by:

Trial Evidence | Class | Author | Recipient | CCs | Subiect | Date

Demonstrative Exhibits

Deposition Transcript

Deposition Video

Trial Exhibits

**Knowledge Kiosk Search Help**

The Knowledge Kiosk supports two types of search requests. Natural Language searching and Boolean searching. A Natural Language search utilizes common "everyday" language like the kind that might be found in letters and other documents submitted for inclusion in the Kiosk. To run a Natural Language search, simply type the words or phrases you wish to use as search terms into the Search entry box. There's no need to use punctuation of any kind. After the Natural Language search, Knowledge Kiosk sorts retrieved documents by their relevance to your search request.

Boolean searches consist of a group of search words or phrases linked by special connectors such as and and or that indicate the relationship between the search terms. Examples:

apple <u>and</u> pear	Both words must be present
apple <u>or</u> pear	Either word can be present
apple <u>w/5</u> pear	Apple must occur within 5 words, either prior to or following, <i>pear</i>
apple <u>not</u> w/5 pear	Apple must not occur within 5 words, either prior to or following, <i>pear</i>
apple <u>and</u> not pear	Only <i>apple</i> must be present
name <u>contains</u> smith	The field <i>name</i> must contain <i>smith</i>

If you use more than one connector, parentheses should be employed to indicate precisely what you want to search for. For example, *apple and pear or orange juice* could mean *(apple and pear) or orange*, or it could mean *apple and (pear or*

<https://www.knowledgkiosk.com/v3demo/html/searchhelp.asp?GUID=upXBcUAWWtLctuuuQ>

**Figure 11D**

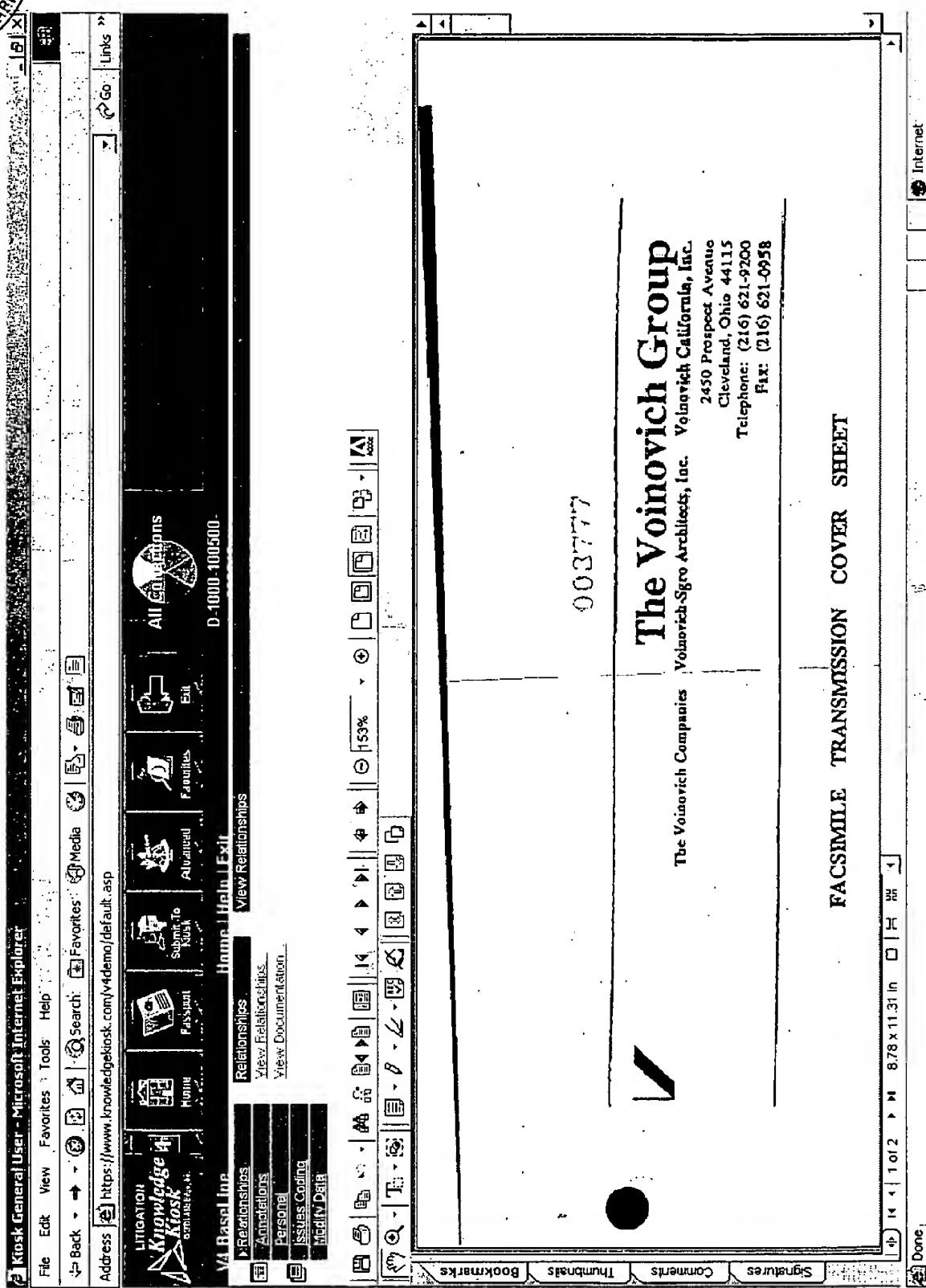


Figure 12A



Classified Knowledge Kiosk - Microsoft Internet Explorer

File Edit View Insert Favorites Tools Help

W4 Baseline Document

Page Range:

Destination Folder:  Privileged  
 To Be Produced  
 Non-Responsive; No Log  
 Non-Responsive; Log  
 Problem Documents  
 Indeterminable Date  
 Foreign Language Documents  
 Redaction

Security:  Highly Confidential  Confidential  Secret  Top Secret

Comments:

Instructions:

Status:

Priority:

Accept

Figure 12B

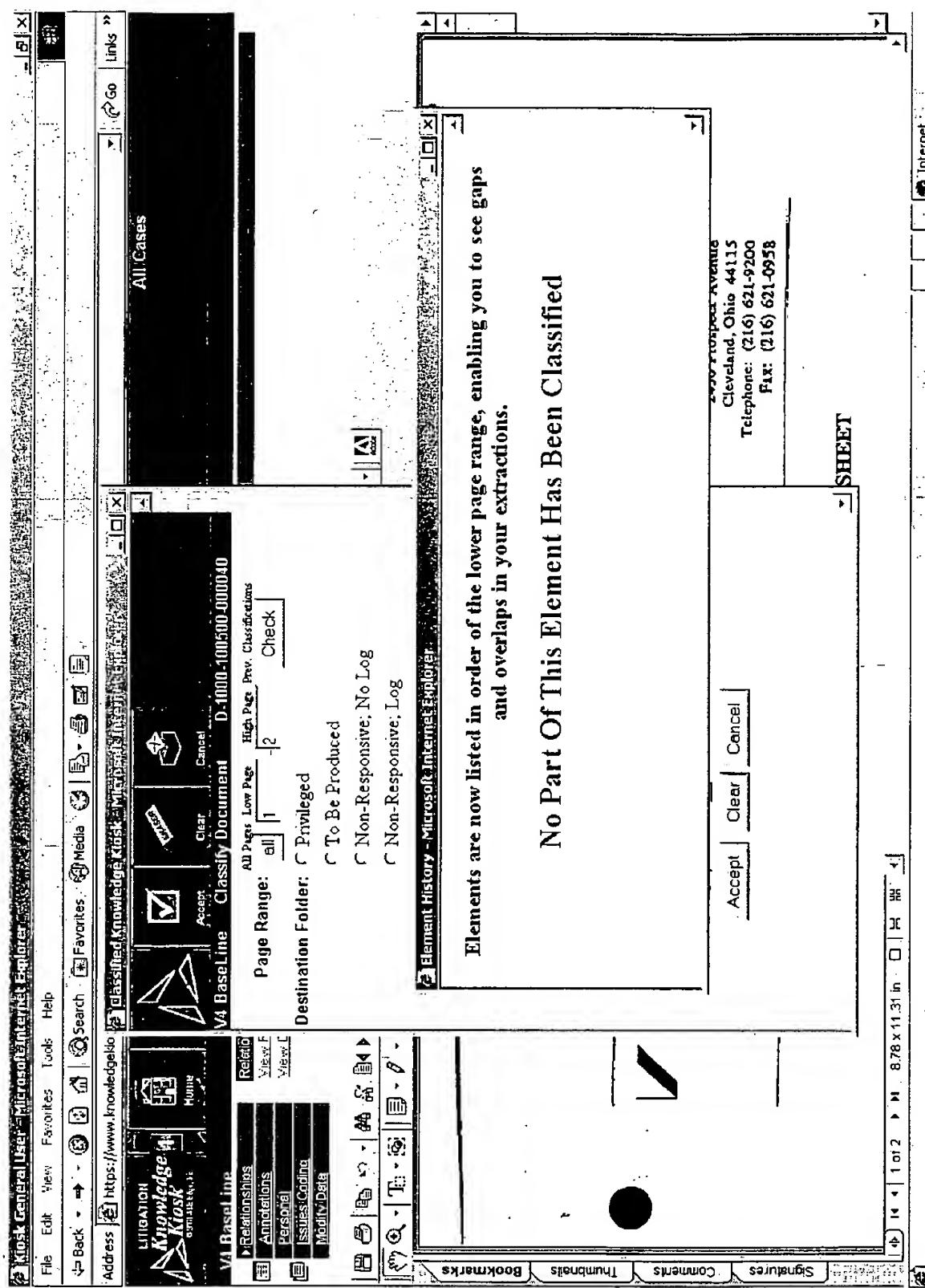


Figure 12C

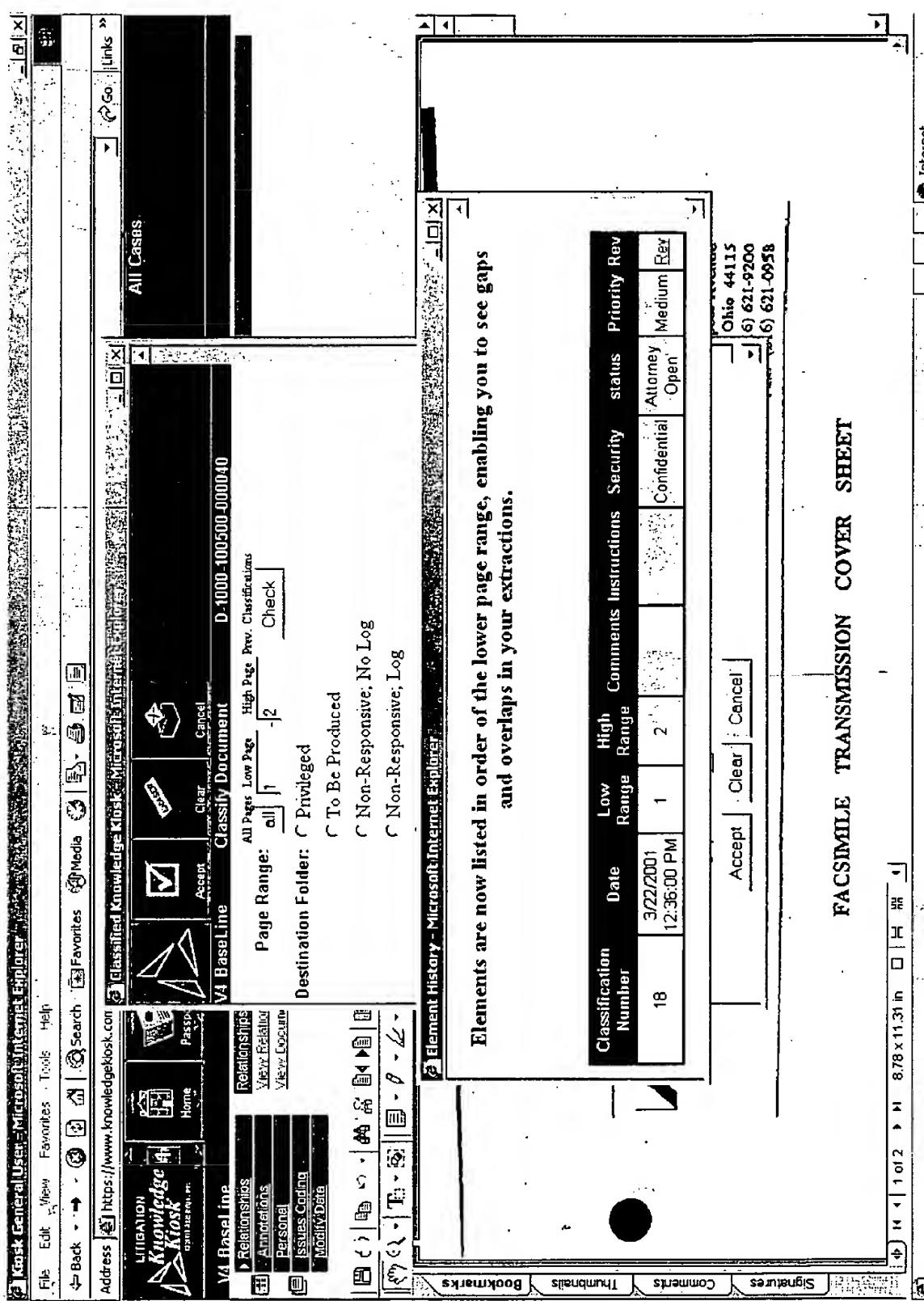


Figure 12D

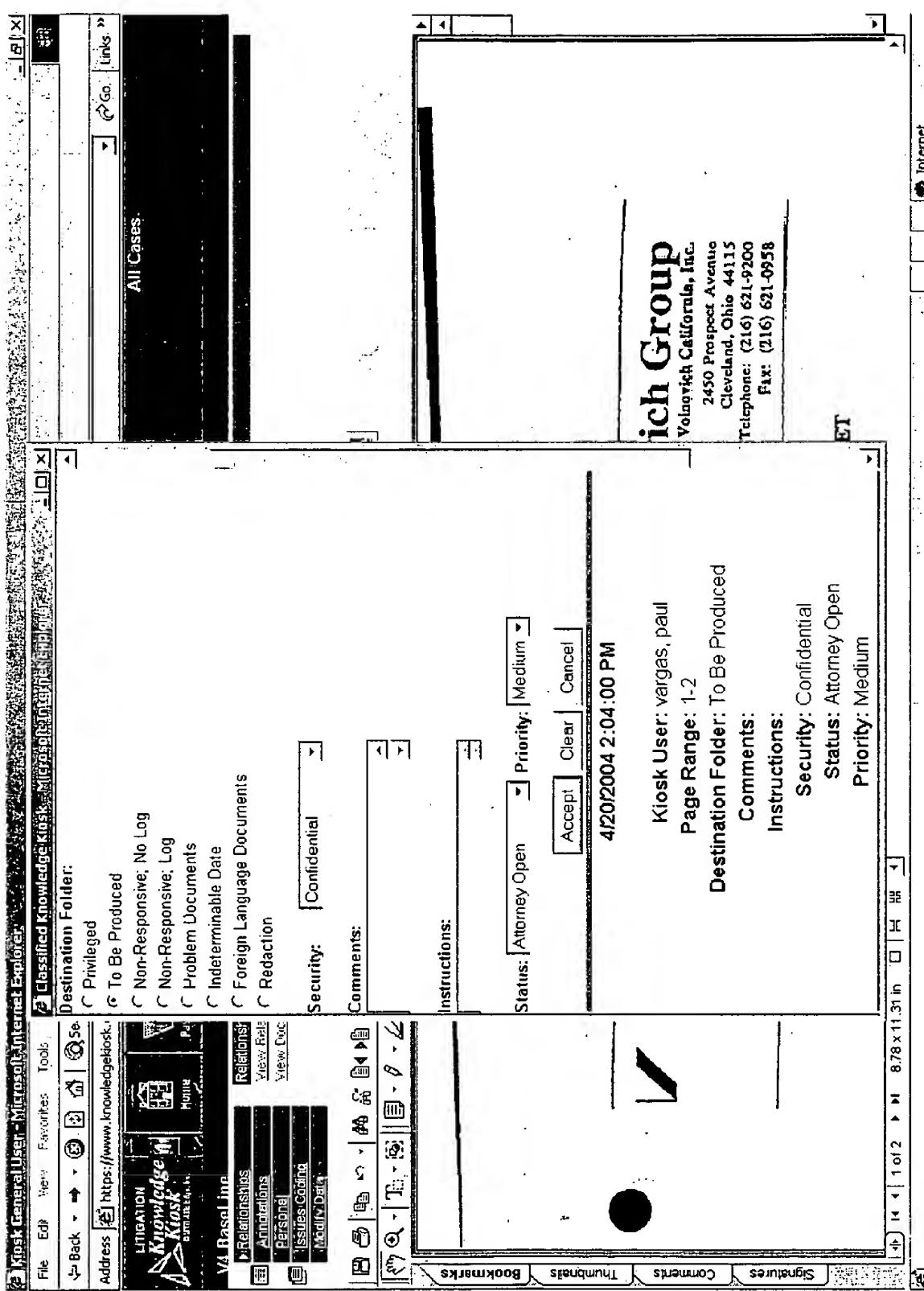


Figure 12E

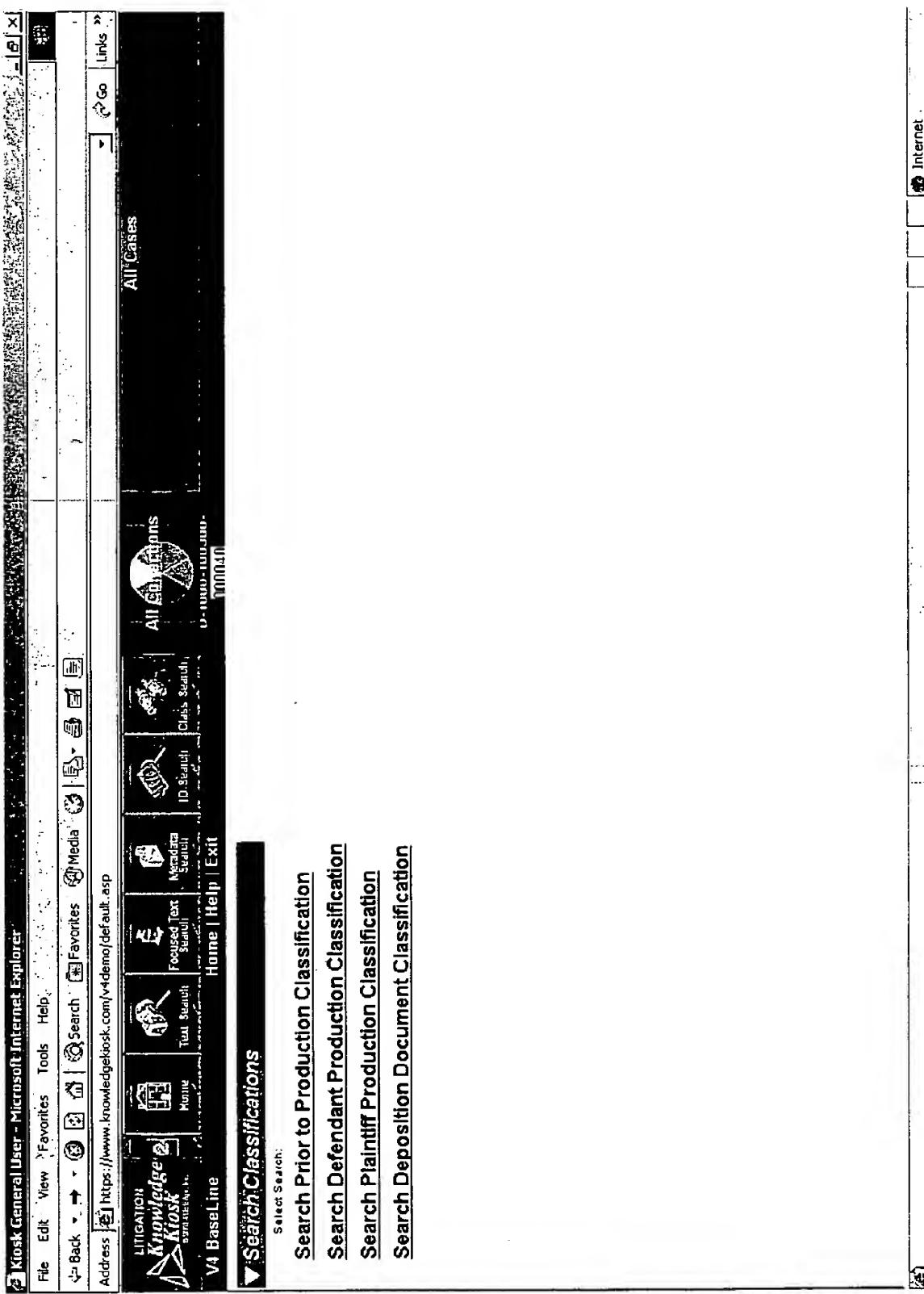


Figure 13A

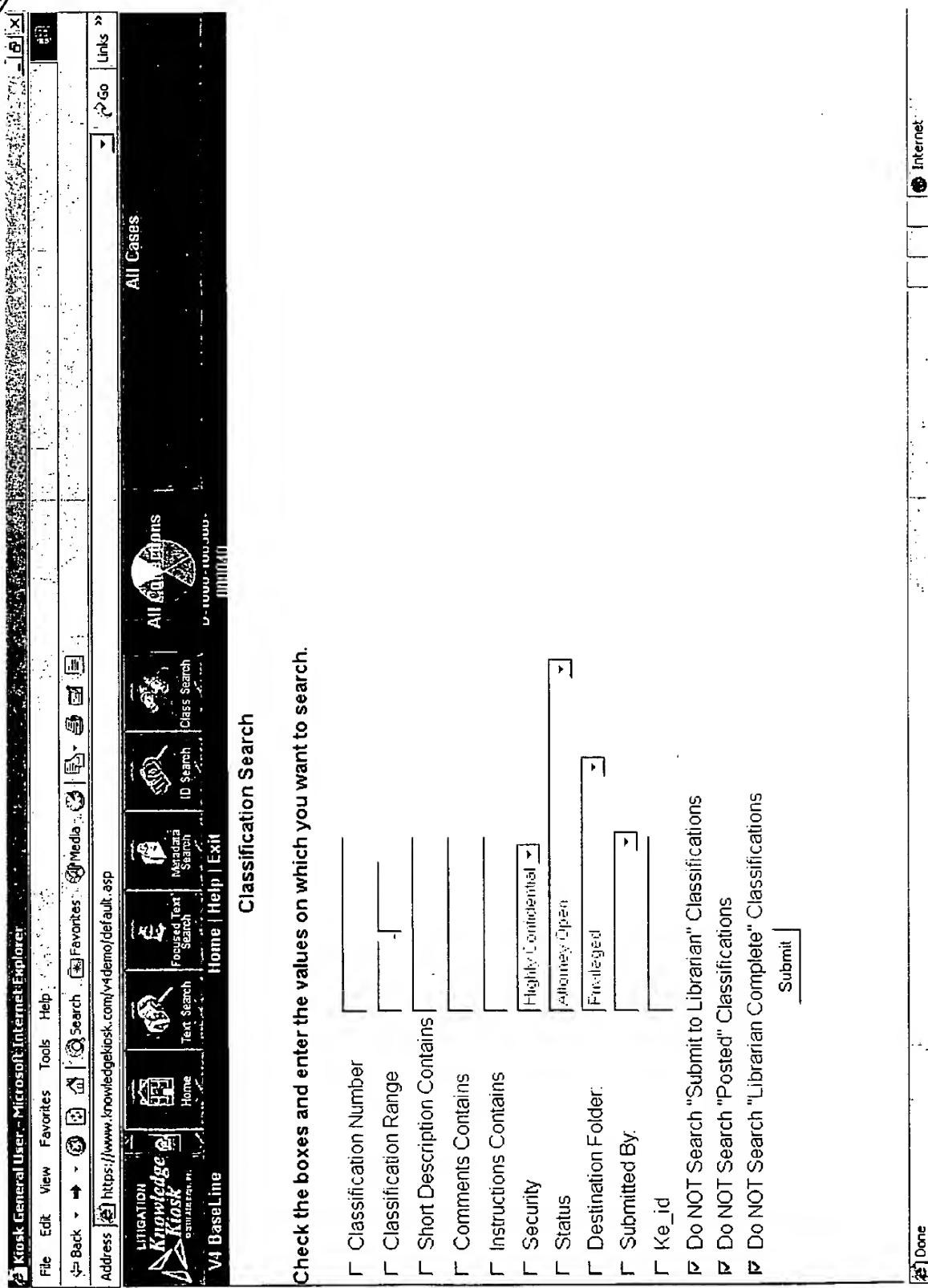


Figure 13B

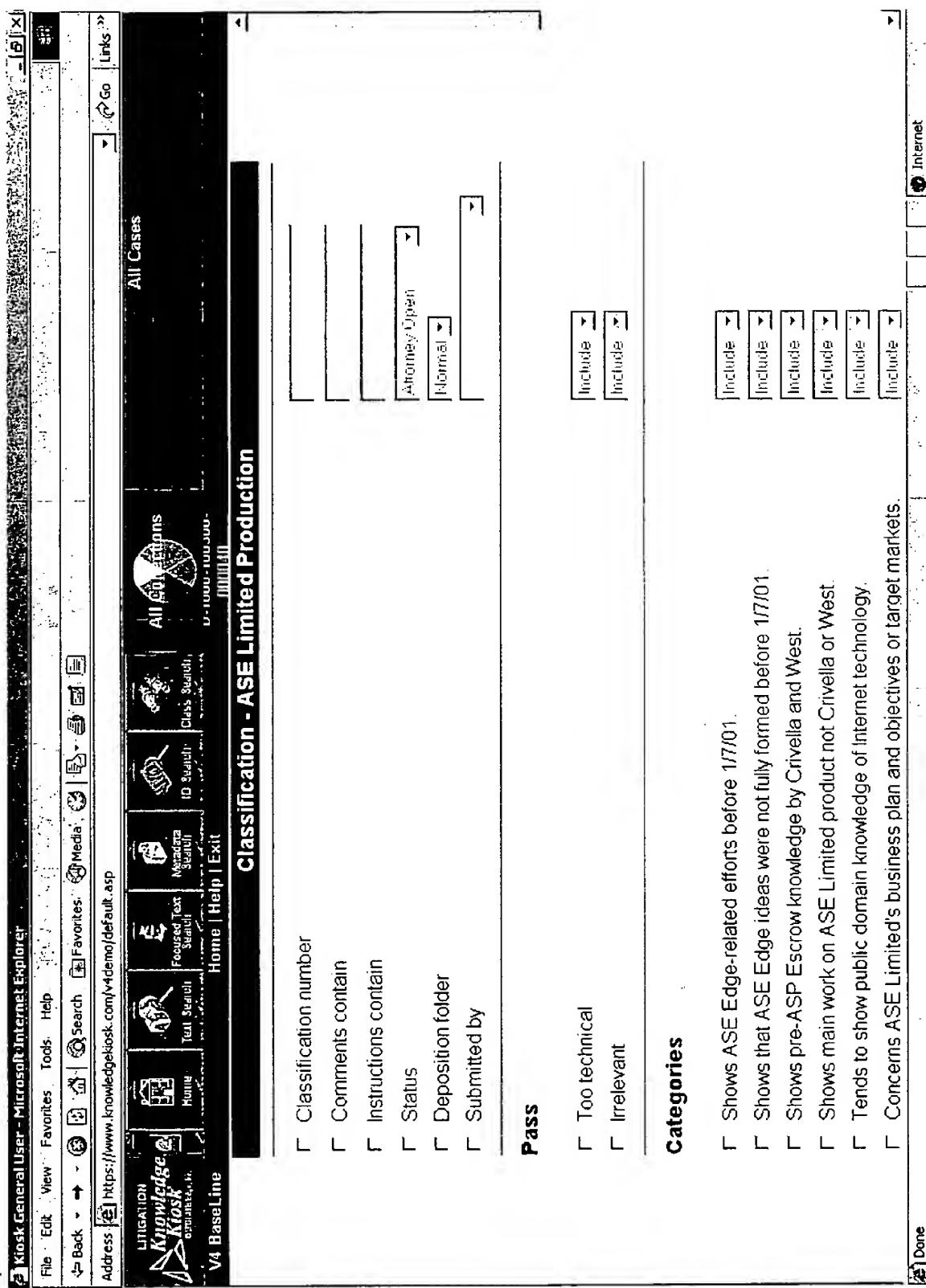


Figure 14

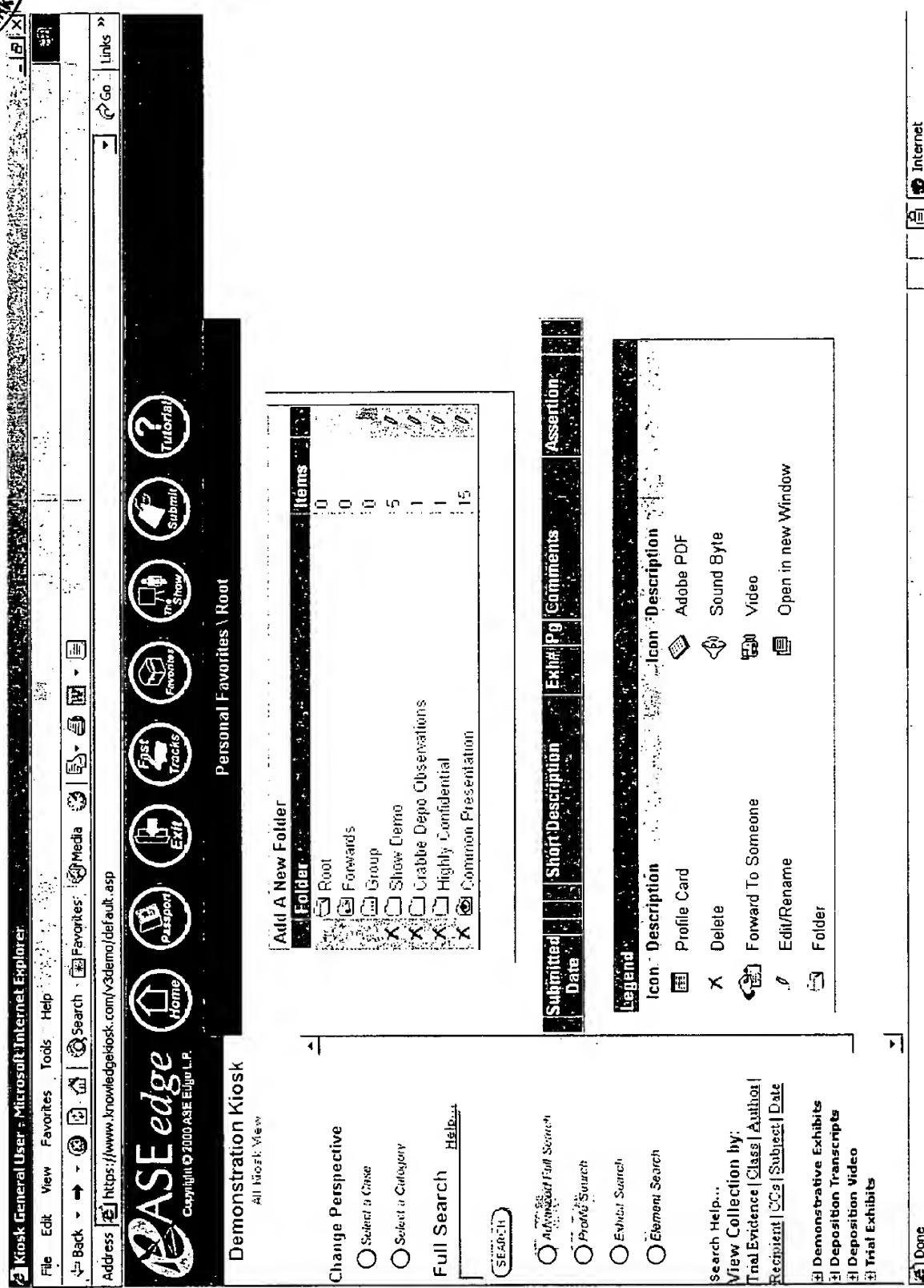


Figure 15A

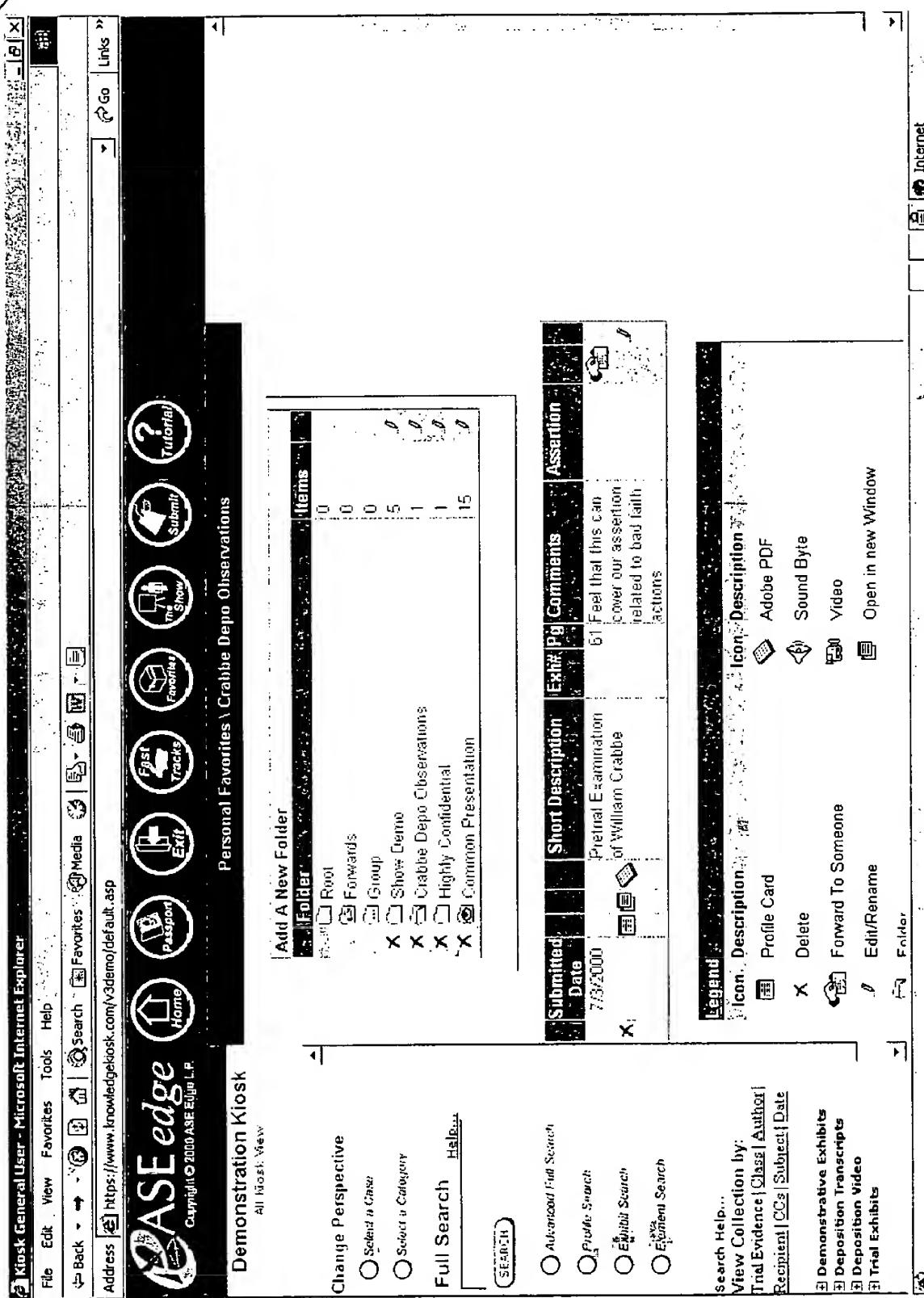
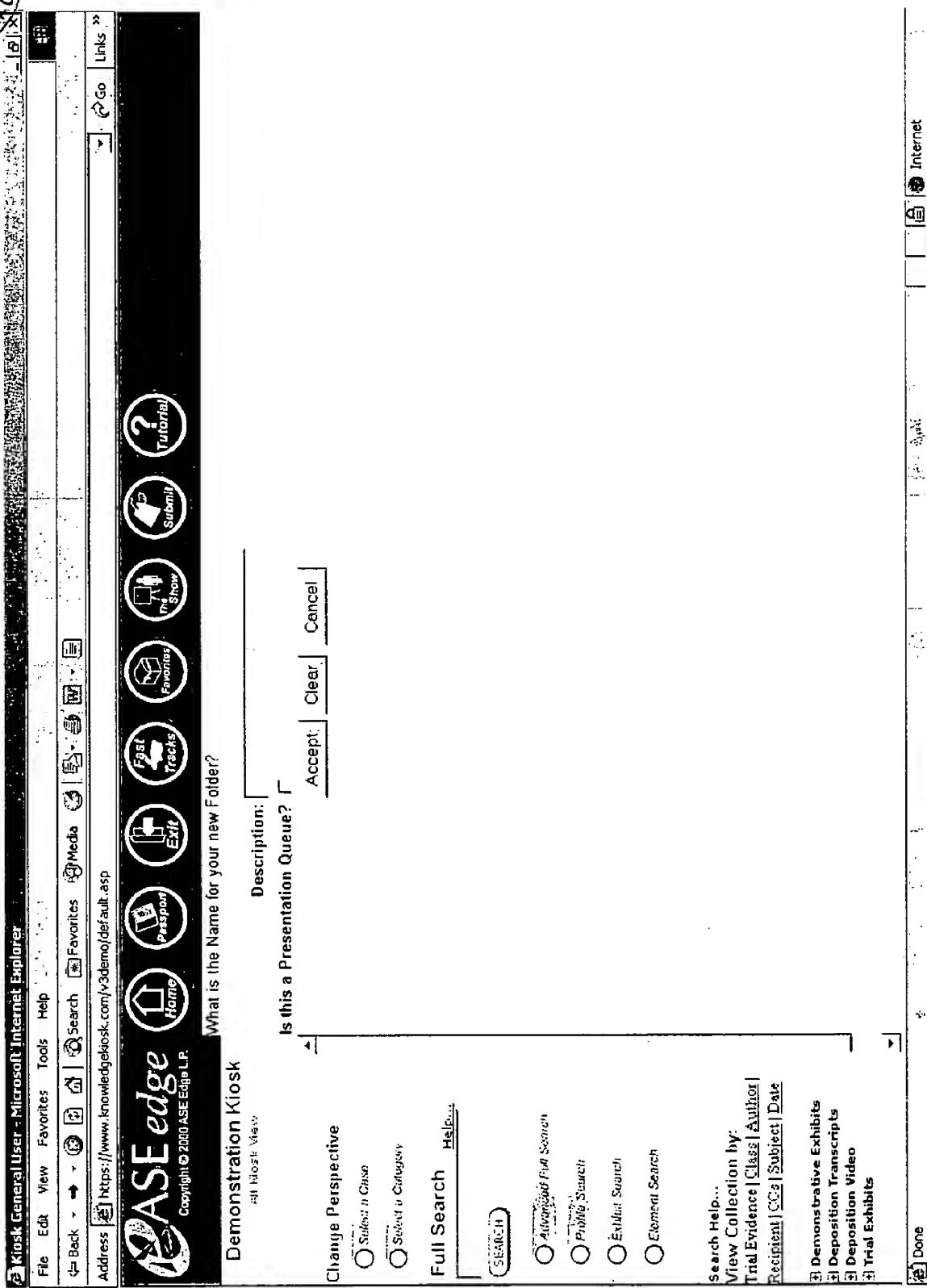


Figure 15B



**Figure 15C**

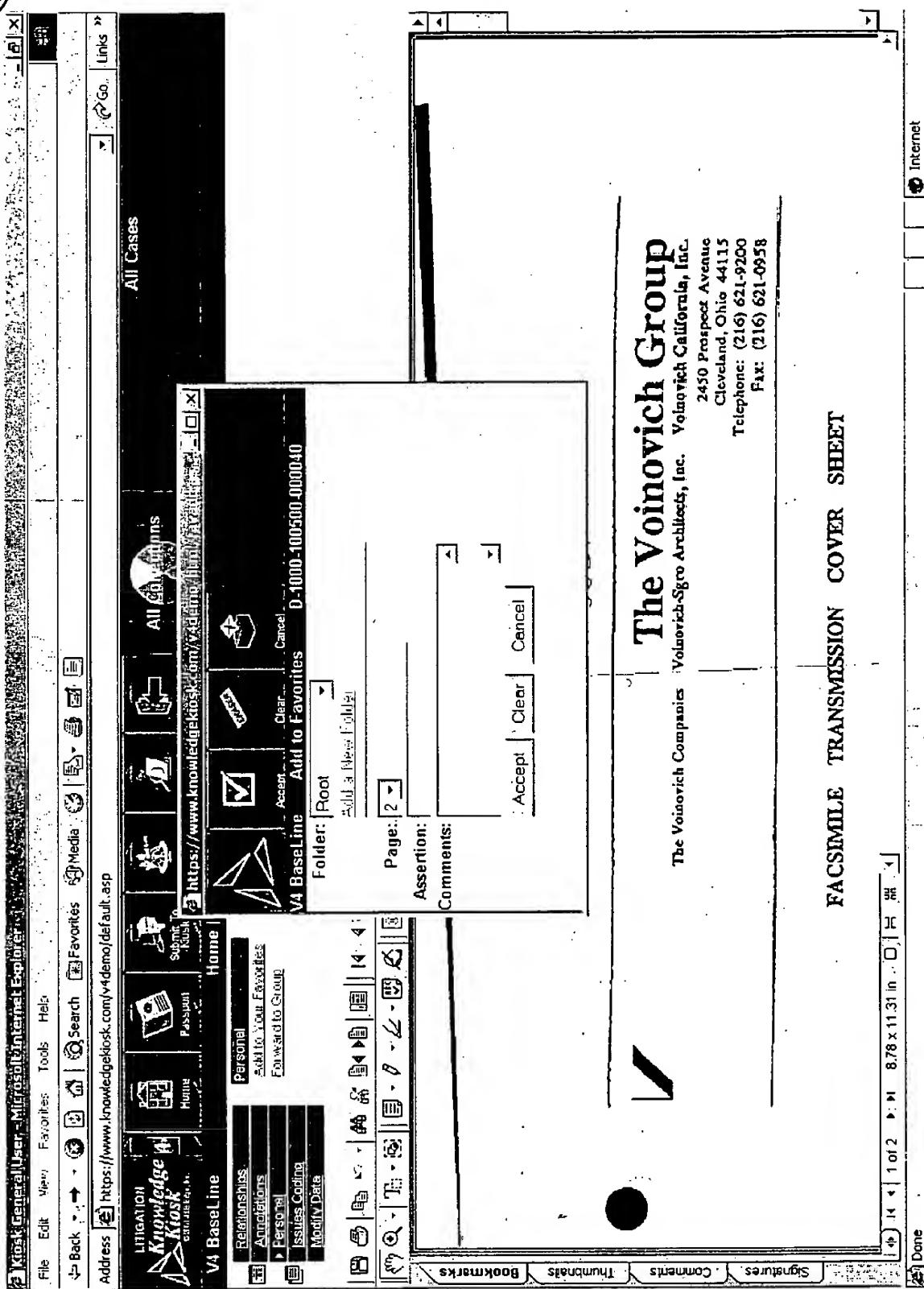


Figure 15D

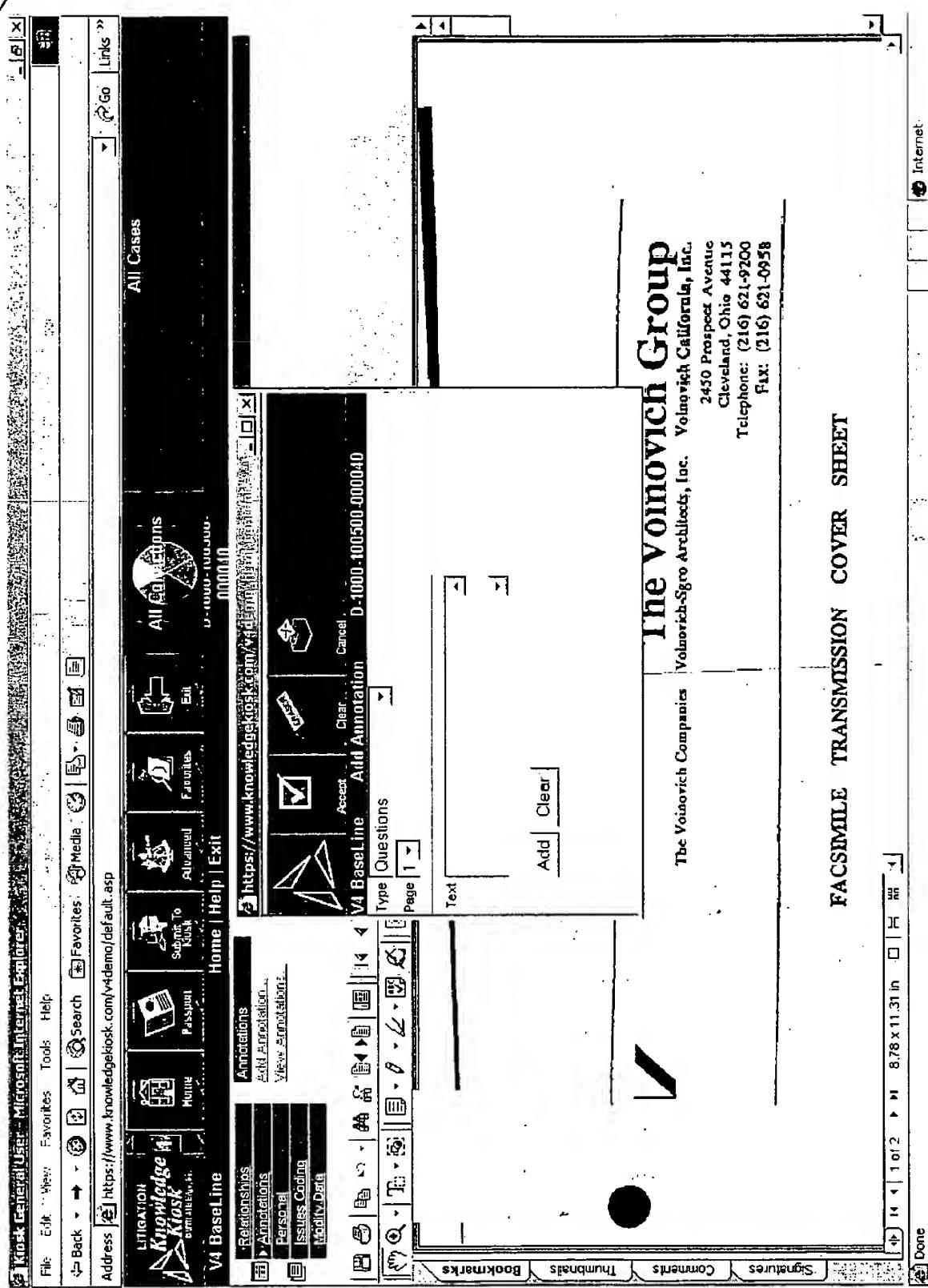


Figure 15E



Figure 16

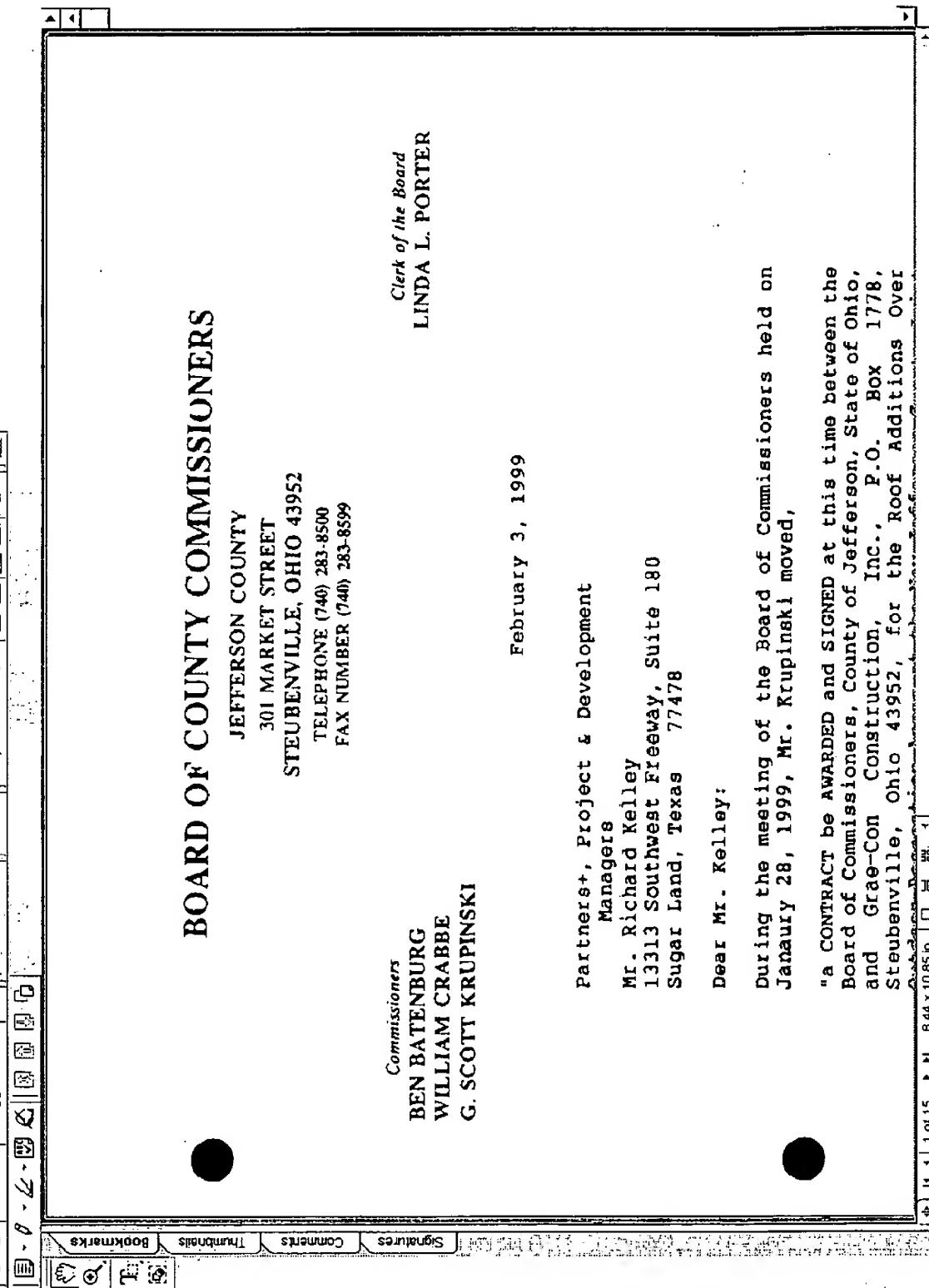


Figure 17A

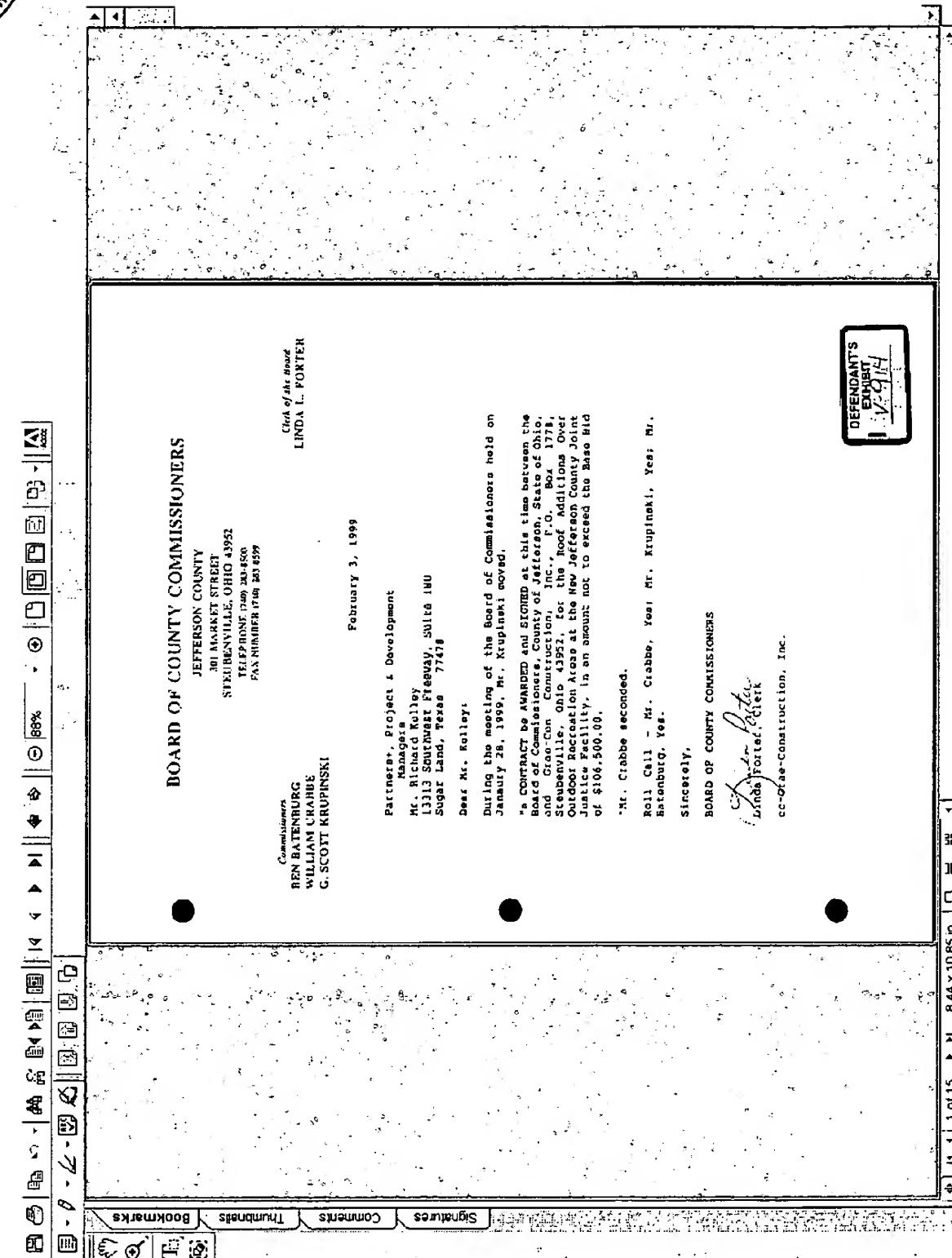


Figure 17B



Justice Facility, in an amount not to exceed  
of \$106,500.00.

"Mr. Crabbe seconded.

Roll Call - Mr. Crabbe, Yes; Mr. Krupj  
Batenburg, Yes.

Sincerely,

BOARD OF COUNTY COMMISSIONERS

cc-Ottae-Construction, Inc.



Kiosk General User - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back Search Favorites Media Print Stop

Address: https://www.knowledgedesk.com/3demo/default.asp

ASE edge Copyright © 2000 ASE Edge LP.

Results For: Class: Correspondence Type: Letter

Ref. Date	Short Description	Exhibit Number	Bates	Originator	Media
6/18/1999	Letter from Garrett Hoffert to James D. Ferris; inspection Exh Y-946 Sec 6	0946	002738 002738	Hoffert, Garrett	
2/3/1999	Letter from the Partners+ Project & Development Managers	0914	Not Assigned	Porter, Linda	
1/23/1999	Letter to Mr. G. Scott Krupinski from Heidi Armstrong dated 1/23/99	0285	004040 004040	Armstrong, Heidi	
1/12/1999	Letter requesting internal audit on all partners-hills Exhibit Y992 Sec A	0992	Not Assigned	Marshall, Patrick J.	
1/12/1999	Letter internal audit detailing scope internal review Exhibit Y992 Sec B	0992	Not Assigned	Marshall, Patrick J.	
12/14/1998	Letter from the Partners+ Project & Development Managers	0908	Not Assigned	Porter, Linda	
12/9/1998	Letter detail proceed, Perform. Dur.intern. Audit Exhibit Y992 Sec 1	0992	Not Assigned	Marshall, Patrick J.	
	Letter from the Partners+ Project & Development Managers	0904	Not Assigned	Marshall, Patrick J.	

Internet

Figure 18A



Kiosk General User - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back Search Favorites Media

Address: <https://www.knowledgedesk.com/v3demo/default.asp>

Results For: Kirby Electric

Organization: Kirby, Jr., James

Ref. Date Short Description Exhibit Number Bates Originator Media

11/12/1997	Fax Confirmation sheet from Kirby, Thorn Hill	0759	Not Assigned	Kirby, Jr., James	
2/19/1997	Letter from Kirby regarding issuance for Change Orders	0622	Not Assigned	Kirby, Jr., James	
2/11/1997	Letter from Kirby regarding: Failure to receive certificate of payment	0616	002871 002871	Kirby, Jr., James	
1/31/1997	Letter from Kirby Electric regarding funds to complete project	0609	JC002219 JC002220	Kirby, Jr., James	
10/21/1996	Letter regarding delay in claim of Kirby Electric, Inc.	0519	Not Assigned	Kirby, Jr., James	
2/9/1996	Yonimovich Group failure to response to a claim titled "First Draft."	0322	001799 01799	Kirby, Jr., James	
1/3/1996	Claim document to County Commissioners	0274	V017499 V01752	Kirby, Jr., James	

SEARCH

Advanced Search

Public Search

Entity Search

Element Search

View Collection by:

Class | Author | Recipient | CCS | Subject | Date

A B C D E F G H I J K L M N O P Q R S T U V W X Y Z

1 Kirby Electric

2 Kalkreuth Roofing & Sheet Metal

3 Korda Nemeth Engineering

4 Kraly Consulting

5 Kirby, Jr., James

6 Mandes, Etmanasel G.

7 Sodder, John

8 Soder, Robert

9 Korda Nemeth Engineering

10 Kirby Consulting

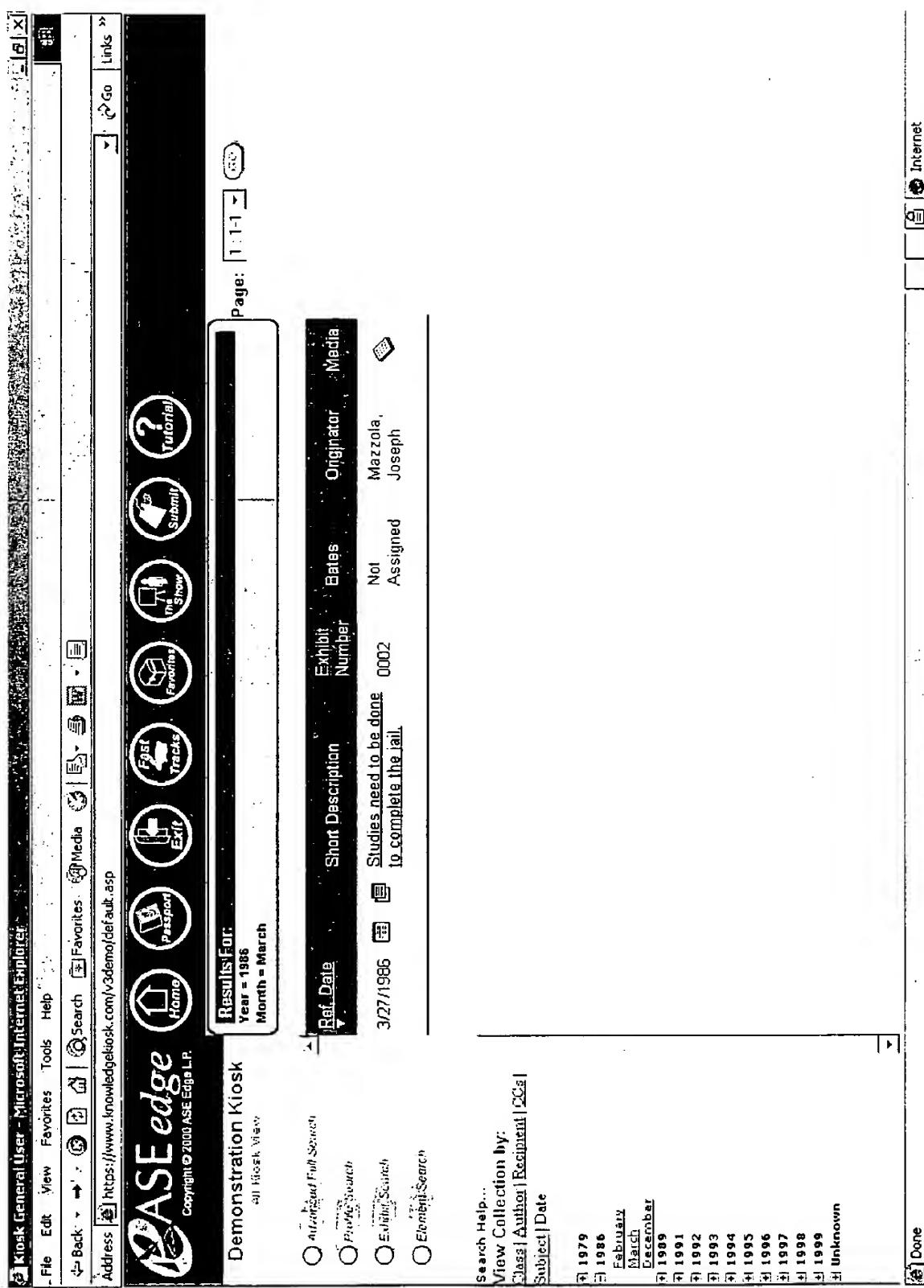
Page: 1 of 7

Links

Go

Internet

Figure 18B



**Figure 18C**



Kiosk General User - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back → [ ] Stop [ ] Search [ ] Favorites [ ] Media [ ] Help [ ] Links [ ] Go [ ]

Address: <https://www.knowledgedesk.com/v3/demo/default.asp>

**Demonstration Kiosk**  
Copyright © 2000 ASE Edge L.P.

Results For:  
Subject: Exhibits Volume 1  
Topic: Exhibits 1-92

Search Help...  
View Collection by:  
Class Author Recipient [ ] Date [ ] Subject [ ] Date [ ]

Exhibit 992  
Exhibits Volume 1  
Exhibits Volume 2  
Exhibits Volume 3  
Exhibits Volume 4  
Exhibits Volume 5  
Exhibits Volume 6  
Exhibits Volume 7  
Exhibits Volume 8  
Original Project Docs

Home [ ] Passport [ ] Print [ ] Search [ ] Favorites [ ] Media [ ] Help [ ] Links [ ] Go [ ]

ASE edge [ ] Copyright © 2000 ASE Edge L.P.

Results For:  
Subject: Exhibits Volume 1  
Topic: Exhibits 1-92

Page: 1 of 25 [ ]

Ref. Date [ ] Short Description [ ] Exhibit Number [ ] Dates [ ] Originator [ ] Media [ ]

Ref. Date	Short Description	Exhibit Number	Dates	Originator	Media
10/26/1998	Jeff County Debit/Credit Detail Report(Auditor for 1993.	0090	Not Assigned	Unknown	
10/26/1998	Jefferson County Debit/Credit report (Auditor) for 1994	0091	Not Assigned	Unknown	
1/1/1994	Project Site Report North Parcel	0092	Not Assigned	The Voinovich Group	
12/29/1993	Letter of opinions regarding transcript relating to issuance by County	0081	Not Assigned	Squire, Sanders, and Dempsey	
12/29/1993	Info...Return for Tax-Exempt gov. Obligations	0084	Not Assigned	Canestraro, Richard W.	
12/29/1993	County Jail Construction Note Series 1993	0085	Not Assigned	Canestraro, Richard W.	
12/29/1993	Tax Compliance Certificate	0088	Not Assigned	Canestraro, Richard W.	
12/29/1993	Bond Election Certification	0079	Not Assigned	Coward, Karen	
12/28/1993	General Financial Statement For County	0080	Not Assigned	Canestraro, Richard W.	

Internet [ ]

**Figure 18D**

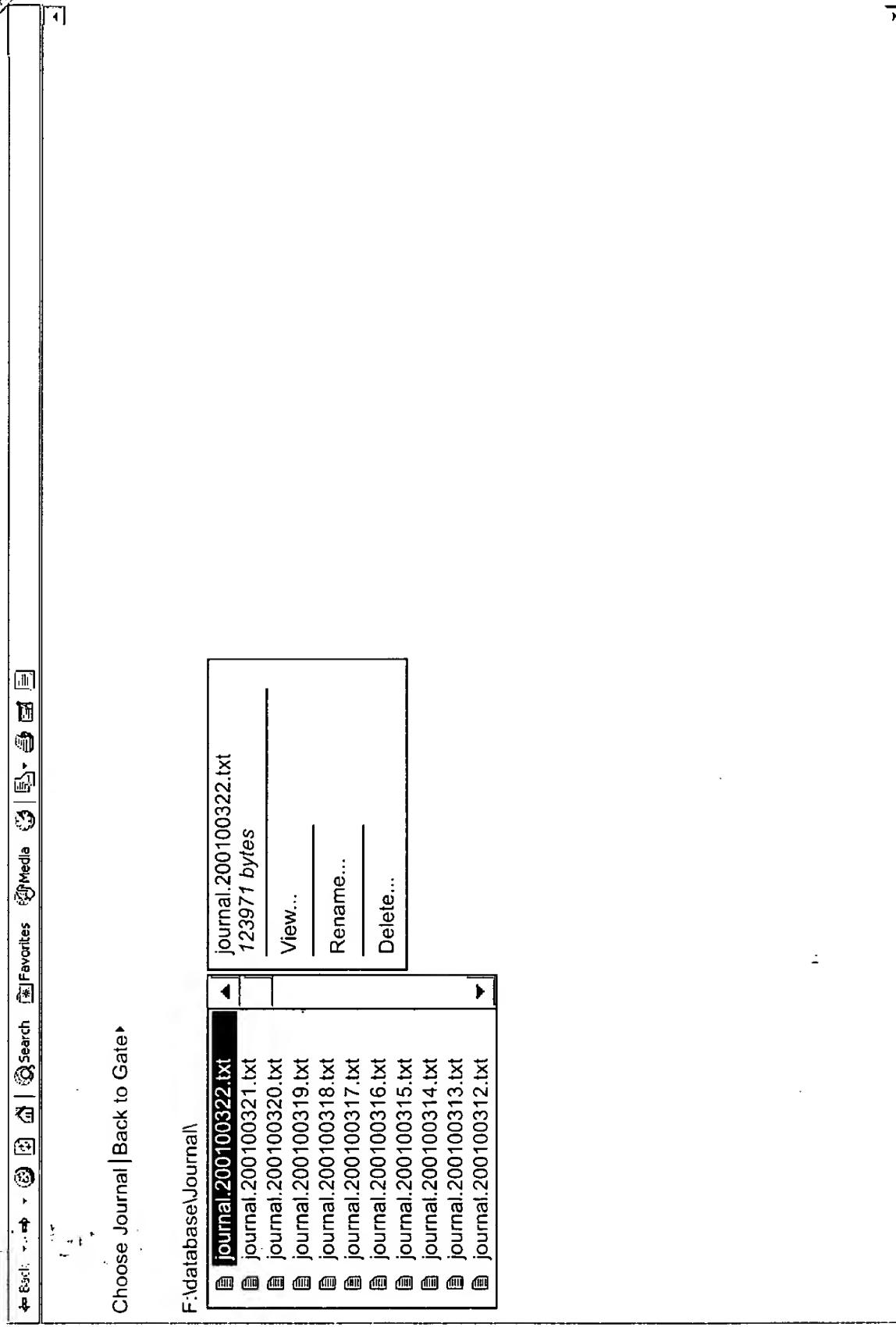


Figure 19A

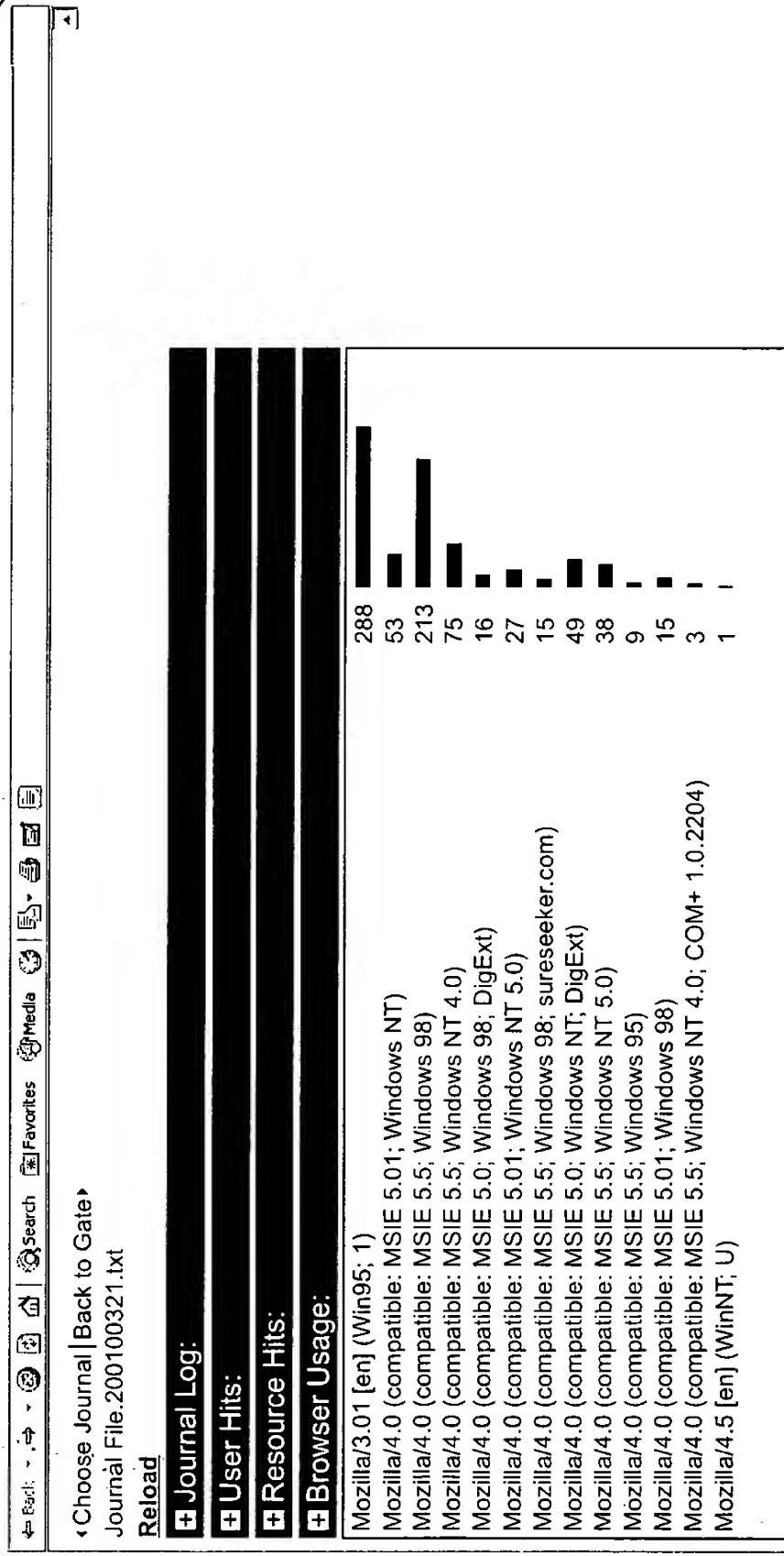


Figure 19B



« Choose Journal | Back to Gate »

Journal File.2001003321.txt

Reload

■ Journal Log:

Time	User	Request
3/21/01 3:33:01 PM	ralous	/SecurityGate/html/authorized.asp
3/21/01 3:32:58 PM	ralous	/SecurityGate/html/gate.asp
3/21/01 3:32:34 PM	lje 1	/SecurityGate/html/authorized.asp
3/21/01 3:32:33 PM	lje 1	/SecurityGate/html/gate.asp
3/21/01 3:32:31 PM	lje 1	/SecurityGate/html/gate.asp
3/21/01 3:32:09 PM	lstdard	/SecurityGate/html/authorized.asp
3/21/01 3:32:07 PM	lstdard	/SecurityGate/html/gate.asp
3/21/01 3:32:06 PM	lstdard	/SecurityGate/html/gate.asp
3/21/01 3:30:56 PM	amessinger	/SecurityGate/html/authorized.asp
IP: 65.33.224.174		
Remote Host: www.knowledgekiosk.com		
user ID: 249		
User Agent: mozilla/4.0 (compatible; MSIE 5.5 Windows 98; sureseeker.com)		
Request Method: False		
Request: \qter\default.asp		
3/21/01 3:30:56 PM	amessinger	/SecurityGate/html/gate.asp
3/21/01 3:30:54 PM	amessinger	/SecurityGate/html/gate.asp
3/21/01 3:30:09 PM	wjwolf	/SecurityGate/html/authorized.asp

■ User Hits:

■ Resource Hits:

■ Browser Usage:

Figure 19C

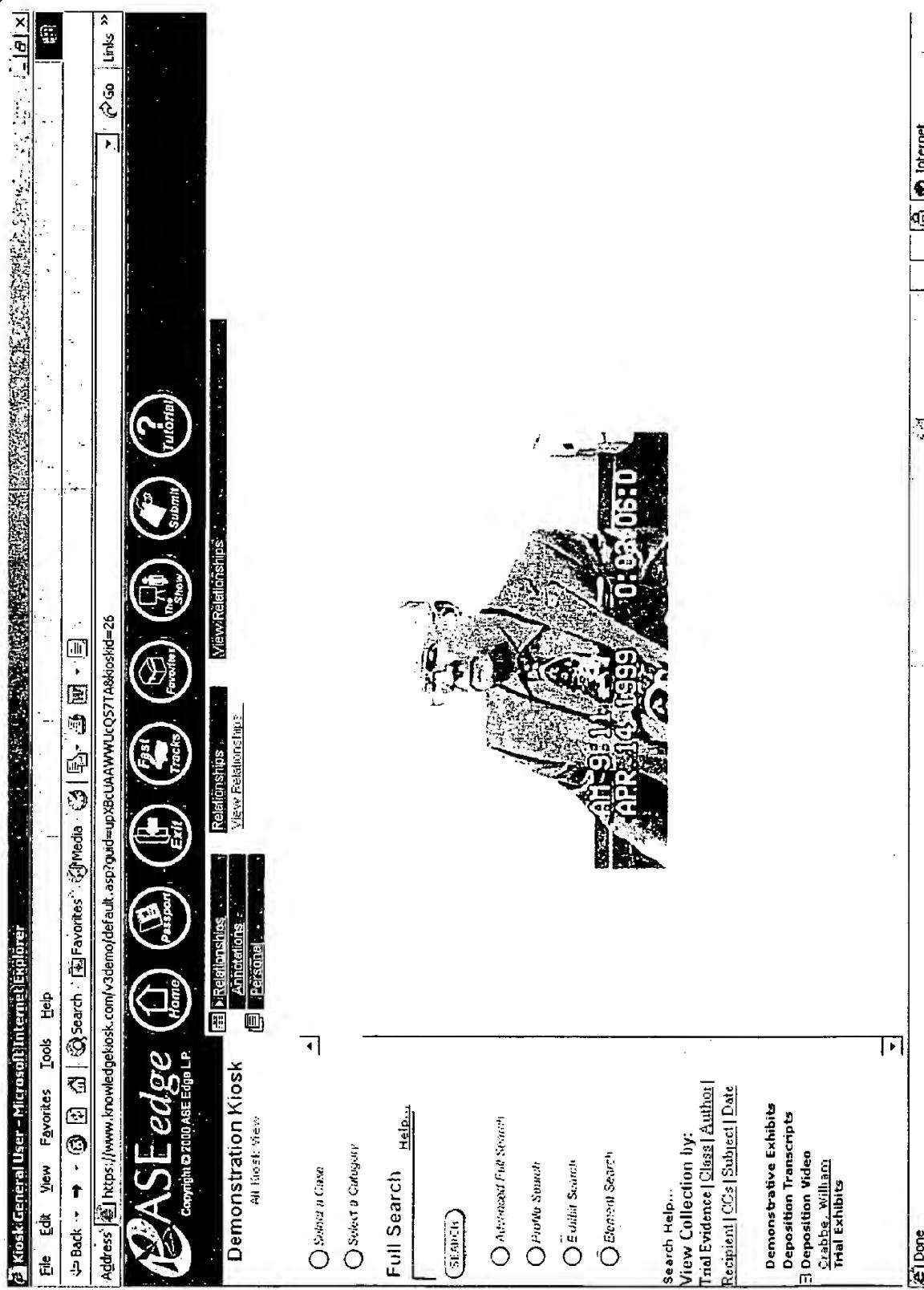


Figure 20



Kiosk General User - Microsoft Internet Explorer

File Edit View Favorites Tools Help

Back | Search | Favorites | Media | Links

Address: https://www.knowledgkiosk.com/y4demo/default.asp

CORPORATE Knowledge Kiosk Home © 2001 AVE EGA, Inc. Current EPA ruling 1.2.3 West 7/11/00

Change Person My Host Home

View History Advanced

All Collections

Bulletin Board

# Legal Developments

[Contents Search Post]

## CONTENTS

*Note: you may need to reload this page to see the most recent additions.*

CurrentEPA ruling 1.2.3 West 7/11/00  
some junk Lynn 11/28/00  
test Art Crivella 11/28/00

Last Changed: November 28, 2000

Done Internet

Figure 21